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## Regulations

### TITLE 10—ARMY: WAR DEPARTMENT Chapter I—Aid of Civil Authorities and Public Relations

#### PART 105—SAFEGUARDING TECHNICAL INFORMATION

##### SAFEGUARDING MILITARY INFORMATION

Sections 105.1 to 105.21 inclusive, are superseded by the following §§ 105.1 to 105.21 inclusive, in revision of AR 380-5, 6 March 1946.

- Sec.
- 105.1 Definitions.
- 105.2 Right to possess classified military information.
- 105.3 Loss or subjection to compromise.
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- 105.5 Requests for military information.
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- 105.17 Authority for admission of visitors.
- 105.18 Responsibility of commanding officer, Army representative, or inspector regarding admission of visitors.
- 105.19 Responsibility of Government contractors regarding admission of persons and visitors.
- 105.20 Restricted areas.
- 105.21 Reserve areas; establishment.

AUTHORITY: §§ 105.1 to 105.21, inclusive, issued under R. S. 161; 5 U.S.C. 22

§ 105.1 *Definitions*—(a) *Classified military information*. Classified military information is military information which requires grading to indicate the degree of precaution necessary for its safeguarding.

(b) *Documents*. Any form of recorded information. The term "document" includes printed, mimeographed, typed, photostated, and written matter of all kinds; charts, maps, relief maps, photomaps, and aerial photographs and mosaics; drawings, sketches, notes, and blueprints, or photostatic copies thereof; photographs and photographic negatives; recorded engineering data; correspondence and plans relating to research and development projects; and all other similar matter.

(c) *Engineering data*. The term "engineering data" comprises drawings, blueprints, photostats, photographs, mathematical calculations, formulas, processes, and all similar items that can be reduced to documentary form.

(d) *Foreign government*. The term "foreign government" includes any recognized or nonrecognized government and any faction or body of insurgents within a country with which the United States is at peace.

(e) *Matériel*. Any article, substance, or apparatus. The term "matériel" comprises military arms, armament, equipment, and supplies of all classes, both complete and in process of development and construction, models that show features in whole or in part, design, mock-ups, jigs, fixtures, and dies, and all other components or accessories of military equipment.

(f) *Photomap*. A reproduction of a photograph or mosaic upon which grid lines, marginal data, and place names may be added.

(g) *Technical information*. "Technical information" shall be deemed to include information on weapons and equipment, including instructions on maintenance and operation and any descriptive matter or components. It further includes means of manufacture, techniques, and processes of weapons and equipment, together with information pertaining to the various sciences relating to weapons and equipment and to direct and indirect measures which may be employed in warfare. Information of a strategic or tactical nature is specifically excluded from the meaning of this term as are "user" aspects such as func-

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#### NOTICE

##### 1945 Supplement

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A limited sales stock of the 1944 Supplement is still available as previously announced.

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tioning and general instructions for tactical use and employment.

(h) *Troop movements.* The term "troop movements" applies to the moving of units.

(i) *Visitor.* As used in this part a visitor is any person admitted to a Government or civilian establishment or area in which classified work or project is being conducted for the War Department except:

(1) A person employed on the work or project, or

(2) A person directly and officially concerned with the work or project.

**§ 105.2 Right to possess classified military information.**—(a) *Dissemination of classified matter.* No person is entitled solely by virtue of his grade or position to knowledge or possession of classified matter. Such matter is entrusted only to those individuals whose official duties require such knowledge or possession.

(b) *Responsibility.* To safeguarding of classified military information is the responsibility of all military personnel, civilian employees of the War Department, and of the management and employees of all commercial firms engaged in classified work or projects for the War Department. Classified military information will be disclosed only to military or civilian personnel having a legitimate interest therein.

**§ 105.3 Loss or subjection to compromise.** Any person in the military service or in its employ who may have knowledge of the loss or subjection to compromise of top secret, secret, confidential, or registered documents, or articles of matériel, or restricted codes or ciphers will promptly report that fact to the custodian of the document or matériel who, in turn, will notify the proper commanding officer. The proper commanding officer will notify the office responsible for its issue by the fastest means available, and will then make a thorough investigation of the circumstances, fix the responsibility, and send to The Adjutant General through military channels

a report with his recommendations in the case.

**§ 105.4 Photographs or other reproductions of classified matter.** Photographs or other reproductions of classified features of military equipment or of other classified items will be made by members of the military service, by civilian employees of the War Department, or by civilians specifically authorized by proper authority to photograph or reproduce such classified matter, only when necessary in the conduct of their official duties. Agencies of the War Department may have such materials developed, printed, processed, or otherwise reproduced in commercial facilities if adequate government facilities are not available, but in such event are responsible to insure that the material is safeguarded at such facilities in accordance with the provisions of §§ 105.1 to 105.21, inclusive.

**§ 105.5 Requests for military information.** (a) All requests from private individuals, firms, or corporations and Federal or State agencies or departments for classified military information (except those requests defined under paragraphs (b) and (c) of this section) are subject to policies established by the Assistant Chief of Staff, G-2, War Department General Staff.

(b) (1) Exchanges of classified or unclassified military information, other than technical information, with foreign nationals will be made only through or with the express permission of the Assistant Chief of Staff, G-2, War Department General Staff.

(2) Exchanges of classified or unclassified technical information with foreign nationals will be made in accordance with existing War Department instructions issued on this subject to the Commanding Generals, Army Ground Forces, Army Air Forces, and Army Service Forces.

(c) Applications for information or records compiled and furnished at the request of the War Department for its use in the assurance of adequate provision for the mobilization of matériel and industrial organizations essential to wartime needs will be referred to the Under Secretary of War for necessary action. The service of any process or subpoena for the production of any such record will be reported immediately by the person on whom it is served to the United States attorney for the district in which the service is made and, at the same time, direct to the Under Secretary of War.

**§ 105.6 Dissemination of classified military information.** When classified military information is disseminated under the provisions of this part to persons not subject to military law, they will be informed that it affects the national defense of the United States within the meaning of the Espionage Act and that its transmission to an unauthorized person is prohibited.

**§ 105.7 Responsibility for safeguarding technical information.** (a) Chiefs of technical services engaged in the preparation of plans, research, and development work, or new design, test,

production, procurement, storage, or use of classified matériel are responsible for the promulgation of such additional instructions as may be required for the safeguarding of information in the offices, establishments, laboratories, shops, or Army posts under their jurisdiction.

(b) All top secret, confidential, or restricted models, exhibits, dies, machines, and other similar items which are to be loaned, leased, or given to a commercial organization will be properly marked to indicate classification when practicable. If such marking is impracticable, the commercial organization will be specifically notified in writing of the classification of such items and of the pertinent provisions of the Espionage Act.

**§ 105.8 Classification of information from commercial firms.** Information obtained from civilian manufacturers concerning proprietary processes will be classified as confidential unless otherwise authorized by the firm concerned.

**§ 105.9 Dissemination of classified technical information.** Classified information concerning technical projects or developments may be imparted only to those individuals whose official duties require such knowledge or possession, and to accredited representatives of foreign nations in accordance with the provisions of § 105.5 (b).

**§ 105.10 Invitations for bids and contracts.** (a) Prior to furnishing a prospective bidder, subbidder, contractor, or subcontractor with drawings, specifications, or other pertinent information concerning any project or projects of a top secret, secret, confidential, or restricted nature and annually thereafter so long as such documents, etc., are in his custody, clearance will be obtained in accordance with separate letter instructions and a general secrecy agreement will be signed by the individual or by a responsible officer on behalf of the firm or corporation concerned.

**§ 105.11 Consultation with responsible manufacturers.** The commanding officers of arsenals and depots and other officers engaged in work on Government contracts are authorized to consult with all interested manufacturers or their representatives, inventors, and other persons concerning technical matters in which they have a legitimate interest. They will, however, inform all such persons of the classification of the projects, works, and developments.

**§ 105.12 Responsibility of Army representatives or inspectors.** (a) The Army representatives or inspectors of the technical service are the local representatives of the War Department and will take the necessary measures to insure the safeguarding of classified information or projects in the hands of the contractors or subcontractors or in process of manufacture in their plants.

(b) Army representatives or inspectors will advise contractors or subcontractors as to their responsibilities and the practical measures to be taken to safeguard top secret, secret, confidential, or restricted matters, and will act favorably,



if practicable, on any suggestion or request of the company tending to preserve secrecy. If at any time conditions at any plant, or any action of a company or its employees, jeopardize the security of classified matter pertaining to the War Department or violate the provisions of the Espionage Act, the Army representative or inspector will request the contractor or subcontractor to take prompt remedial action. If adequate precautionary measures are not taken immediately, he will report promptly to the chief of the technical service concerned and, if the situation requires, to the commanding general of the service command in which the item is in process of manufacture.

(c) When Army and Navy inspectors are on duty at the same plant, the Army inspector will coordinate all security measures with the Navy inspector in order to avoid conflicting demands upon contractors.

§ 105.13 *Responsibility of Government contractors.* (a) A private individual, firm, or corporation which enters into a contract to engage in technical work for the War Department becomes responsible in matters within his or its control for the safeguarding of all top secret, secret, confidential, or restricted matters that may be disclosed or that may be developed in connection therewith. A clause to this effect will be included in such a contract, but its omission will not release the contractor from his responsibility under the Espionage Act and other pertinent laws.

(b) Contractors are responsible that all classified projects allotted to subcontractors or agents are fully protected by a similar agreement.

(c) Whenever for any reason a contract agreement or subcontract has been made which does not include a security clause but later is found to involve top secret, secret, confidential, or restricted matter, the technical service concerned will take the necessary steps to insure that the project or work is properly classified and that the contractor, agent, or subcontractor is informed of the classification and of his responsibility in the matter.

§ 105.14 *Public display of classified matériel.* (a) Commanding officers are responsible that all classified parts, components, or features of matériel are properly safeguarded during maneuvers, drills, parades, ceremonies, assemblages, demonstrations, or exhibitions, or exhibitions open to the general public.

(b) (1) Photographs of equipment while in process of development or those revealing processes of manufacture are prohibited unless authorized by the chief of technical service concerned. After an article of equipment has been issued to combat units, release of photographs is permissible unless specifically prohibited by the instructions issued therewith.

(2) Requests for permission to take photographs of classified matériel, projects, or processes of manufacture will be referred to the War Department through the proper chief of technical service. If authority is granted, it will be with the understanding that the resulting photo-

graphs will be submitted to the War Department for review prior to release.

§ 105.15 *Release of information or sale of matériel.* Domestic sale, divulging information in connection with negotiations for foreign sale, and foreign manufacture of items of Army and Navy matériel and equipment are not permitted unless the War and Navy Departments are agreed that military secrecy is not compromised thereby.

§ 105.16 *Classification of visitors—(a) Foreign nationals.* For the purpose of §§ 105.1 to 105.21, inclusive, the term "foreign nationals" includes all persons not citizens of the United States, and citizens of the United States while a representative, official, or employee of a foreign government, firm, corporation, or individual.

(b) *United States citizens.* All citizens of the United States not included in paragraph (a) of this section.

§ 105.17 *Authority for admission of visitors—(a) General.* Correspondence and communications relating to visits will be routed direct between the various offices concerned.

(b) *Foreign nationals.* (See § 105.16 (a))

(1) Subject to the approval of the facility concerned, foreign nationals may be authorized by local authority to visit commercial facilities provided no classified work or project is shown or discussed.

(2) Foreign nationals may be admitted to military installations for social purposes, for activities open to the general public, and in connection with emergency landings, by authority of the commanding officer provided no classified features are shown or discussed.

(3) Foreign nationals may be admitted to Government facilities; military installations except as provided in subparagraph (2) of this paragraph; and commercial facilities where classified work, projects or features will be shown or discussed, only on written authority of the Assistant Chief of Staff, G-2, War Department General Staff.

(4) Application for visits which require War Department authorization will be made through the appropriate diplomatic representatives except in the case of foreign nationals employed by citizens of the United States or by firms or corporations owned or controlled by citizens of the United States, for whom applications will be submitted by their employers, approved by the commanding officer or management of the facility to be visited, and forwarded with the recommendation of the chief of the technical service or appropriate commanding general of the service command concerned to the Assistant Chief of Staff, G-2, War Department General Staff, who will secure the recommendation of the Navy Department. Applications submitted through either of the channels described above will include the following information:

- (i) Name in full.
- (ii) Official title or position.
- (iii) Name of plant or plants, posts, camps, or airfields to which admission is desired.
- (iv) Date of visit or dates between which visits are desired.

(v) Purpose of visit.

For foreign nationals employed by citizens of the United States or by firms or corporations owned or controlled by citizens of the United States the following additional information will be required:

(vi) Nationality.

(vii) Length of service with present employer.

(5) Prior to authorizing a visit to a War Department installation or to a commercial facility where classified work, projects, or features will be shown or discussed, the Assistant Chief of Staff, G-2, War Department General Staff, will secure the recommendations of the Navy Department and the chief of the technical service concerned.

(c) *United States citizens.* Subject to the approval of the commanding officer or the contractor, United States citizens, except those representing a foreign government, firm, or corporation, may be admitted to War Department or commercial manufacturing establishments engaged on classified work or projects under the following conditions:

(1) Casual visitors may be admitted provided no classified work or project is shown or discussed.

(2) Representatives of other United States agencies, manufacturers, or their representatives, engineers, and inventors cooperating in War Department work and having a legitimate interest therein may be shown such works or projects as are considered necessary and desirable by the responsible chief of technical service. Authority for admission will be in writing.

(3) Accredited reporters, photographers, and other representatives of publicity agencies may be admitted to War Department installations or manufacturing establishments engaged on work for the War Department, provided classified matter, projects, or processes of manufacture are not shown or discussed with them.

§ 105.18 *Responsibility of commanding officer, Army representative, or inspector regarding admission of visitors.* The commanding officers of a military establishment or the Army representative or inspector at a commercial establishment is the local representative of the War Department in all matters regarding the admission of visitors. If, in his opinion, the situation at the time makes the admission of a visitor inadvisable, he is empowered to postpone the visit and request instructions from the office which authorized it.

§ 105.19 *Responsibility of Government contractors regarding admission of persons and visitors.* (a) Contractors or subcontractors engaged in work for the War Department must place such restrictions on the movements of persons employed or entering their plants or offices as will give adequate security to top secret, secret, confidential, or restricted matters in their possession. In view of the wide differences in organization, arrangement, and physical make-up of individual plants, no specific rules are practicable. Therefore, local conditions at the plant and the classification of the project will determine the security measures to be adopted.



(b) The following general procedure in regard to visitors at establishments or plants engaged in classified projects for the War Department is prescribed:

(1) Visitors will be accompanied during their stay at the plant by the inspector or Army representative, a member of his office, or some responsible person who is specifically informed as to the necessary limitations or restrictions, the scope of the visit, and the information which may be furnished.

(2) Unless specifically authorized by the authorities mentioned in § 105.17, visitors will not be allowed in any shop, laboratory, drafting room, section of a plant where top secret, secret, confidential, or restricted matériel is located or where classified work is in progress, nor will they be permitted to take photographs.

(c) War Department contractors will submit to the commanding general of the service command or chief of technical service, whichever is appropriate, immediately upon completion of the visit, a report of all visitors, except United States citizens, who have gained information concerning the classified work or projects. The reports will include the following information:

- (1) Name, official position, and nationality.
- (2) Authority for visit.
- (3) Matters in which the visitors showed the greatest interest.
- (4) General nature of questions asked.
- (5) Expressed object of the visit.
- (6) Estimate of the real object of the visit.
- (7) General estimate of ability, intelligence, and technical knowledge of the visitor and his proficiency in the English language.
- (8) A brief list of what was shown and explained.

§ 105.20 *Restricted areas*—(a) *Designation*. The commanding officer of a military reservation, post, camp, station, or installation is responsible for the designation and proper safeguarding of restricted areas in his military reservation, post, camp, station, or installation. If local conditions dictate, he will mark all ordinary entrances or approaches to such areas with a sign reading as follows:

**WARNING**

**RESTRICTED AREA**

It is unlawful to enter within this -----  
 (Area, building, etc.) without written  
 permission of -----  
 (Authority)

(b) *Procedure in case of violation*. (1) The commanding officer of a military reservation, post, camp, station, or installation will cause any person not subject to military law who enters a restricted area or building to be detained, warned of his rights, and interrogated by proper authority. If it is a first offense and there is no evidence of deliberate intent, the offender may be warned against repetition and released upon the surrender of any unlawful photograph, sketch, picture, drawing, map, or graphic representation in his possession. Otherwise the offender will be delivered without unnecessary delay to the nearest

United States marshal with a written statement of the facts, the names and addresses of the witnesses, and such pertinent exhibits as may be available.

(2) When an investigation reveals that a person not subject to military law has entered such a restricted area or building, custody of the individual not having been effected, the commanding officer will promptly forward in writing to the nearest United States district attorney a report of all the facts, including the names and addresses of the witnesses.

(3) A report will be made through military channels to the commanding general of the service command of each case brought to the attention of civil authority and will include a brief of all the facts and copies of all pertinent communications.

§ 105.21 *Reserved areas; establishment*. Areas reserved for military or national defense purposes, admittance to which is either restricted or prohibited, are set apart by Executive order of the President of the United States or by order of the Secretary of the Interior.

[SEAL]

EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 46-5132; Filed, Mar. 27, 1946;  
4:20 p. m.]

## Chapter IX—Transport

### PART 903—TRANSPORTATION OF INDIVIDUALS

#### TRANSPORTATION FURNISHED DEPENDENTS

The following changes are made in § 903.1 (a) (4). The headnote is amended; subparagraph (4) (i) (e) is added and the headnote of subdivision (ii) (a) is amended, as follows:

§ 903.1 *Dependents*—(a) *To whom transportation furnished*. \* \* \*

(4) *Military personnel; evacuation, restricted assignments, temporary duty outside the United States, quarters not available, or indeterminate temporary stations within the United States*—(i) *When authorized*. \* \* \*

(e) *Indeterminate temporary station within the United States*. Assigned to temporary duty within the continental United States exclusive of Alaska away from their permanent stations within the continental United States exclusive of Alaska on orders which provide that the individual, or the organization to which the individual is assigned, will not return to the former permanent station but will be ordered to a new station to be determined at a later date.

(ii) *Places between which transportation is authorized*—(a) *Restricted area; outside United States; quarters not available; indeterminate temporary station within United States*. \* \* \*

(R.S. 161; 41 Stat. 421; 5 U.S.C. 22; 10 U.S.C. 756, 756b) [Par. 8a, AR 55-120, as amended by C 16, 13 March 1946]

[SEAL]

EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 46-5133; Filed, Mar. 27, 1946;  
4:20 p. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs

[T. D. 51429]

#### PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

##### COASTWISE LAWS WAIVED TO EXTENT NECESSARY TO PERMIT CANADIAN VESSELS TO TRANSPORT PASSENGERS BETWEEN SKAGWAY AND OTHER POINTS IN ALASKA

Waiving compliance with the provisions of section 8 of the act of June 19, 1886, as amended.

Upon the written recommendation of the Acting Administrator of the War Shipping Administration and pursuant to the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (50 U.S.C. App. Sup. 635), as extended by the act of December 28, 1945 (Public Law 270, 79th Congress), I hereby waive compliance with the provisions of section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289), to the extent necessary to permit the transportation of passengers on Canadian vessels between Skagway and other points in Alaska during the period between April 1, 1946, and June 30, 1946, inclusive. I deem that such action is necessary in the conduct of the war.

If the transportation of any passenger on a Canadian vessel is not completed on or before midnight on June 30, 1946, the provisions of this order will not relieve the vessel concerned from the penalty prescribed by section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289).

[SEAL]

JOSEPH J. O'CONNELL, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 46-5131; Filed, Mar. 27, 1946;  
4:16 p. m.]

## TITLE 24—HOUSING CREDIT

### Chapter II—Federal Savings and Loan System

[Bulletin 55]

#### PART 202—INCORPORATION, CONVERSION, AND ORGANIZATION

##### HEARINGS ON APPLICATIONS TO MOVE OFFICES OR ESTABLISH BRANCH OFFICES

No hearing having been requested in accordance with the provisions of § 201.2 of the rules and regulations for the Federal Savings and Loan System, after opportunity therefor was allowed in accordance with the provisions of such section, paragraph (d) of § 202.29 of the rules and regulations for the Federal Savings and Loan System is hereby amended, effective March 27, 1946, to read as follows:

§ 202.29 *Right of hearing*. \* \* \*

(d) *Hearing on application to move office or establish branch office*. Upon receipt of an application from any Federal association for approval of the moving of any office from its immediate vicinity, the Federal Home Loan Bank Administration, unless it determines to deny such application, will cause a hearing to be conducted in accordance with paragraph (a) of this section. The applicant



shall cause to be published in the county in which it proposes to move the location of any office and in the manner specified in paragraph (b) of this section, a notice in the form prescribed in paragraph (e) of this section, and shall file an affidavit of publication as provided in paragraph (e) of this section. Unless such notice shall be duly published by the applicant, no hearing upon any such application shall be conducted and no action will be taken upon such application until the requirements of this paragraph have been complied with. The notice shall be signed by the Federal association. Upon receipt of an application from any Federal association for approval of the establishment or maintenance of a branch office, the Federal Home Loan Bank Administration may, in its discretion, conduct a hearing in accordance with the provisions of paragraph (a) of this section and may, in its discretion, require the applicant to cause to be published in the manner and in the form specified in paragraph (e) of this section, a notice of such hearing and require an affidavit of publication of such notice to be filed with the Federal Home Loan Bank Administration.

(Sec. 5 (a) of H. O. L. A. of 1933; 48 Stat. 132; 12 U.S.C. 1464 (a); E.O. 9070, 7 F.R. 1529)

Dated: March 26, 1946.

RALPH H. RICHARDS,  
*Acting Governor.*  
HAROLD LEE,  
*General Counsel.*  
ORMOND E. LOOMIS,  
*Executive Assistant to the  
Commissioner.*

[F. R. Doc. 46-5129; Filed, Mar. 27, 1946;  
3:32 p. m.]

## TITLE 30—MINERAL RESOURCES

### Chapter VI—Solid Fuels Administration for War

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### STATEMENT TO SOLID FUELS INDUSTRIES

Many of the regulations and orders controlling the distribution of solid fuels have been revoked. This statement is issued to inform persons as to those regulations and orders in effect and the reports that must still be filed.

The following regulations and orders are still in effect:

1. SFAW Regulation No. 1, as amended (8 F.R. 5832; 8 F.R. 16320; 10 F.R. 1724; 10 F.R. 13261), which empowers the Solid Fuels Administrator for War to issue specific directions requiring, forbidding or otherwise providing for the delivery of solid fuels by or to any person or persons.

2. SFAW Regulation No. 14 (9 F.R. 1500), subjecting solid fuels in transit to reconsignment, diversion or re-routing by or at the direction of SFAW.

3. SFAW Regulation No. 31, as amended (10 F.R. 8538; 10 F.R. 11554; 10 F.R. 11739), governing the overseas export of solid fuels.

4. SFAW Order No. 3, as amended (8 F.R. 11714; 8 F.R. 14277; 9 F.R. 4005; 10 F.R. 5855), under which the following reports are required to be filed each month until further notice: (a) Form S.F.A. No. 38, monthly distribution report to be filed by bituminous producers; (b) Form S.F.A. No. 48, report of receipts, inventories and disposals to be filed by lake and tidewater dock operators; (c) Form S.F.A. No. 56, production report concerning lignite to be filed by producers of lignite in North Dakota, South Dakota and Texas; and (d) copy of cargo manifest consist report or dumping sheet for each shipment of coal made by each person who orders the dumping of coal for tidewater or lake shipment.

5. SFAW Order No. 32 (11 F.R. 2679), which (a) requires producers of coal in Districts 1-4 inclusive, 6-11 inclusive, and 13 to report on or before March 31, 1946 and April 30, 1946 information required by Form S.F.A. No. 79 except column (h) of Part A and all of Part D of said form; and (b) requires consumers of coal produced in said districts to file with their suppliers an order on the 24th day of the preceding calendar month for shipments to be made during April and May 1946.

6. It is requested that the following reports continue to be filed on a voluntary basis:

Form S.F.C. No. 27—Weekly Mine Production—Running Time Report.

Form S.F.C. No. 7—Coal Stock Report—Domestic and Retail Coal Dealers.

Form S.F.C. No. 16—Coal Consumption and Stock Report—Manufacturers.

7. SFAW Orders Nos. 11, 12, 15 and 30 are still in effect, establishing the following advisory committees:

Lake Dock Advisory Committee.  
Tidewater Dock Coal Advisory Committee.  
SFAW National Advisory Committee on Local Distribution.  
SFAW National Advisory Coke Committee.  
National Anthracite Distribution Committee.  
Regional Anthracite Distribution Committees.

Issued this 26th day of March 1946.

J. A. KRUG,  
*Solid Fuels Administrator for War.*

[F. R. Doc. 46-5179; Filed, Mar. 23, 1946;  
10:41 a. m.]

[SFAW Order 34]

#### PART 602—GENERAL ORDERS AND DIRECTIVES

##### DISTRIBUTION OF BITUMINOUS COAL

It appears appropriate to relinquish certain controls concerning the distribution of bituminous coal. Accordingly, the following regulations, notices of direction and order are hereby revoked as of the effective date of this order pursuant to Executive Order No. 9332 (8 F.R. 5355).

SFAW Regulation No. 3, prohibiting shipment of coal ex-lake dock to certain points not normally dependent upon such distribution (8 F.R. 11652).

SFAW Regulation No. 25, as amended, concerning the distribution of bituminous coal

moving via the Great Lakes (10 F.R. 291; 10 F.R. 1364; 10 F.R. 1725).

Notice of Direction to All Persons Who Supply Solid Fuels to the War Department, Navy Department (including the Marine Corps and the Coast Guard), Maritime Commission and Veterans Administration, issued July 9, 1945 (10 F.R. 8603).

Notice of Direction to All Persons Who Supply Solid Fuels to Federal Agencies (except the War Department, Navy Department, Maritime Commission and Veterans Administration), issued August 30, 1945 (10 F.R. 11285).

Notice of Direction to Producers of Coal in Districts 7 and 8, issued December 7, 1945 (10 F.R. 14862).

SFAW Order No. 14, authorizing certain SFAW Regional Representatives to issue directions in certain emergencies, issued March 10, 1944 (9 F.R. 2869).

The following SFAW regulations expire by their own terms on March 31, 1946:

SFAW Regulation No. 19, as amended, concerning receipts by retail coal dealers of coal produced in the State of Utah during the coal year April 1, 1945 to March 31, 1946 (9 F.R. 3486; 10 F.R. 2445; 10 F.R. 12897-98).

SFAW Regulation No. 24, as amended, concerning shipment and receipt of special purpose coal during the coal year April 1, 1945 to March 31, 1946 (10 F.R. 235-36; 10 F.R. 919; 10 F.R. 2240).

This order does not affect civil or criminal liabilities resulting from violations of any of the aforesaid regulations, notices of direction or orders nor shall it be deemed to limit or modify in any way the power and the duty of the Solid Fuels Administrator for War to issue, pursuant to SFAW Regulation No. 1, as amended, any regulation, direction or order that may be necessary to effect the equitable distribution of solid fuels.

This order shall become effective at 12:01 a. m., April 1, 1946.

(E.O. 9332, 8 F.R. 5355; E.O. 9125; 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176; 58 Stat. 827 and 59 Stat. 658)

Issued this 26th day of March 1946.

J. A. KRUG,  
*Solid Fuels Administrator for War.*

[F. R. Doc. 46-5180; Filed, Mar. 28, 1946;  
10:41 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter XI—Office of Price Administration

#### PART 1300—PROCEDURES

[Rev. Procedural Reg. 3, Corr. to Amdt. 14]

Section 1300.241 of Revised Procedural Regulation No. 3 is corrected to read as follows:

If the effect of the order of the rent director or regional administrator is to require a refund of rent to the tenant under section 4 (e), 4 (j) or 5 (b) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-

19 F.R. 10484, 12865; 10 F.R. 2431, 5077.



Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the modification or revocation of said order by the Administrator as it affects the refund, shall be retroactive if a stay has been obtained pursuant to § 1300.217.

Issued and effective March 28, 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5194; Filed, Mar. 28, 1946;  
11:34 a. m.]

#### PART 1334—SUGAR

[MPR 60,<sup>1</sup> Amdt. 2]

##### DIRECT CONSUMPTION SUGAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 60 is amended in the following respects:

1. Section 2 (e) (6) is added to read as follows:

(6) *Election by primary distributors who produce fine granulated cane sugar and who also produce other direct consumption sugars from mainland sugar cane.* Any person who produces fine granulated cane sugar and also produces other direct consumption sugars from mainland sugar cane may, under subparagraphs 3, 4 and 5 of this section 2 (e), file separate affidavits and make separate elections for his fine granulated cane sugars and for his other direct consumption sugars which he produces from mainland sugar cane.

2. Section 11 (a) (5) is added to read as follows:

(5) With respect to the purchase of direct consumption sugars, the Commodity Credit Corporation and sellers to it are exempted from the provisions of this regulation.

3. Section 10 (c) is amended by deleting therefrom the words "off-shore areas" and substituting therefor the words "outside continental United States."

This amendment shall become effective March 27, 1946, except that section 2 (e) (6) shall be effective as of February 10, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March 1946.

RICHARD H. FIELD,  
Acting Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-5134; Filed, Mar. 27, 1946;  
4:33 p. m.]

<sup>1</sup>10 F.R. 14816; 11 F.R. 1434.

#### PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMFR 169,<sup>1</sup> Amdt. 68]

##### BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1364.405 (b) is amended to read as follows:

(b) *Adjustment for transportation to critical areas.* Upon a finding that a critical shortage of meat has occurred in a specific area either because of the unavailability of customary sources of supply and because the established maximum prices do not contain a sufficient allowance to cover the cost of transporting meat to that area from other sources of supply, or because the local delivery allowances provided by the regulation are insufficient to cover the cost of transporting meat within the area, the Administrator may by order designate such area as a critical area for such period as he may prescribe. Subject to such conditions as may be prescribed in the order of the Administrator, the Regional Administrator for the area or any District Director designated by the appropriate Regional Administrator, may in writing authorize named sellers to charge and receive, for beef and veal carcasses and wholesale cuts sold to buyers in that area the added cost of transportation, or the added cost of local delivery, whichever the case may be, in addition to the applicable maximum price.

This amendment shall become effective as of March 25, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-5137; Filed, Mar. 27, 1946;  
4:34 p. m.]

#### PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMFR 169,<sup>1</sup> Amdt. 69]

##### BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. Section 1364.401 (c) (7) is added to read as follows:

(7) Notwithstanding any other provision of this paragraph (c), no person, except a person who has a valid certification from the Secretary of Agriculture pursuant to the provisions of War Food Order No. 139, as amended,

shall slaughter at a slaughtering establishment cattle or calves as a service for the owner of such cattle or calves, (i) unless such person during the time Control Order No. 1, issued by the Price Administrator, was in effect, slaughtered at such slaughtering establishment cattle or calves as a service for such owner who, under Control Order No. 1, possessed a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945, and which permitted such owner to have cattle or calves custom slaughtered for him at such establishment, or (ii) unless such owner does not sell the beef or veal derived therefrom in any form, or (iii) unless such owner owned the entire interest in such person's slaughtering establishment during the time Control Order No. 1 was in effect and subsequently disposed of such entire interest.

2. Section 1364.418 is added to read as follows:

§ 1364.418 *Limitation on sale of beef or veal derived from custom slaughtering.* No person shall sell or deliver in any form or at any level of distribution any beef or any part or portion of any beef carcass or any veal or any part or portion of any veal carcass derived from cattle or calves custom slaughtered for such person in a slaughtering establishment (a) unless such person, under Control Order No. 1, issued by the Price Administrator, possessed a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945 and under which such person had cattle or calves custom slaughtered for him in such slaughtering establishment, or (b) unless such person during the time Control Order No. 1 was in effect, owned the entire interest in such establishment and subsequently disposed of such entire interest, or (c) unless the Secretary of Agriculture makes a valid certification with respect to such person pursuant to the provisions of War Food Order No. 139, as amended.

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

Approved: March 26, 1946.

[F. R. Doc. 46-5138; Filed, Mar. 27, 1946;  
4:33 p. m.]

#### PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 20]

##### MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.



Second Revised Supplementary Regulation No. 14 is amended in the following respects:

1. Paragraph (a) of section 1.2 is amended to read as follows:

(a) *Applicability.* This section applies to any person who sells or delivers hog, cattle, calf and sheep pancreas glands, and to any person who sells or delivers liquid and/or concentrated animal bile (animal gall) from cattle, calves, hogs, sheep or lambs.

2. Subparagraph (1) of section 1.2 (b) is amended to read as follows:

(1) *Hog, cattle, calf and sheep pancreas glands.* As used in this section 1.2 hog, cattle, calf and sheep pancreas glands means pancreas glands obtained from the slaughter of hogs, cattle, calves (produced from dressed carcasses not in excess of 275 pounds, hides off), and sheep, and selected in accordance with standard commercial practices. The glands shall be trimmed, free from fat and tissue, shall be individually frozen and packed in suitable shipping containers.

3. Paragraph (c) of section 1.2 is amended by changing the words preceding subparagraph 2 thereof to read as follows:

(c) *Maximum prices.* (1) For sales and deliveries after April 1, 1946, of hog, cattle, calf and sheep pancreas glands; the applicable maximum ceiling prices f. o. b. shipping point, shall be as follows:

	Cents per pound
Hog pancreas glands (individually frozen).....	16
Beef pancreas glands (individually frozen).....	16
Calf pancreas glands (individually frozen).....	28
Sheep pancreas glands (individually frozen).....	16

If the hog, cattle, calf or sheep pancreas glands are solid frozen but not individually frozen, the applicable maximum price shall be reduced  $\frac{1}{4}$  cent per pound. If the hog, cattle, calf or sheep pancreas glands are sold unfrozen, the applicable maximum price shall be reduced  $\frac{1}{2}$  cent per pound. If the hog, cattle, calf or sheep pancreas gland are unfrozen and untrimmed, the applicable maximum price shall be reduced by not less than 5 cents per pound.

4. Paragraph (d) of section 1.2 is amended to read as follows:

(d) *Notification.* At the time of or prior to the first invoice on or after November 28, 1944, covering the sale of cattle or calf pancreas glands, and at the time of or prior to the first invoice on or after April 2, 1946, covering the sale of hog or sheep pancreas glands, each seller shall notify in writing each purchaser, of the maximum prices set forth by this section. This notice may be given in any convenient form.

5. Paragraph (e) of section 1.2 is added to read as follows:

(e) *Brokerage.* A payment by a buyer to a broker of not to exceed \$0.125 per hundredweight in excess of the maxi-

mum prices herein established for pancreas glands and/or concentrated bile, or of not to exceed \$0.125 per hundred gallon in excess of the maximum prices herein established for liquid bile, for services rendered by the broker to the buyer in connection with sales of the said glands or bile, shall not be deemed an evasion if the broker has no business affiliation with the seller and if the total compensation received by the broker from both buyer and seller in connection with the sale does not exceed the \$0.125 per hundredweight or hundred gallon as the case may be.

This amendment shall become effective April 2, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5195; Filed, Mar. 28, 1946; 11:34 a. m.]

#### PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,<sup>1</sup> Amdt. 171]

##### FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

In Appendix H, Table 4 (Maximum Prices for Snap Beans (green or wax)), footnote 5 is amended to read as follows:

<sup>2</sup> During the period beginning March 27, 1946, and ending April 20, 1946, "\$3.25" in Item 3, Columns 5 and 6, is changed to "\$3.50" and "11.6" in Item 9, Column 5, is changed to "12.5".

This amendment shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-5140; Filed, Mar. 27, 1946; 4:34 p. m.]

#### PART 1499—COMMODITIES AND SERVICES

[SR 15,<sup>2</sup> Amdt. 48]

##### ADJUSTMENT OF MAXIMUM PRICES FOR FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

<sup>1</sup> 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

<sup>2</sup> 7 F.R. 8959, 9819, 10584, 11006; 8 F.R. 1201, 6443, 8614, 9026, 11873, 13255, 13395, 13724, 15197, 16298.

has been filed with the Division of the Federal Register.

Section 1499.75 (a) (10) is amended by adding a new subdivision (iv) to read as follows:

(iv) No application for adjustment filed after May 2, 1946, will be granted under this subparagraph (10).

This amendment shall become effective April 2, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5196; Filed, Mar. 28, 1946; 11:33 a. m.]

#### Chapter XVIII—Office of Economic Stabilization

##### PART 4001—STABILIZATION OF WAGES AND PRICES

###### SUPPLEMENTARY WAGE AND SALARY REGULATIONS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 2, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 25, 1946 (11 F.R. 1929), the following amendment to § 4001.405 of the Supplementary Wage and Salary Regulations of March 8, 1946 (11 F.R. 2517) is hereby promulgated:

Section 4001.405 is amended to read as follows:

§ 4001.405 *Effect of approved increases in determining costs to the United States.* In the case of products or services being furnished under contract with a federal procurement agency, such agency may take into consideration, on the same basis as other factors affecting costs, any wage or salary increase which is approved under the provisions of §§ 4001.101 to 4001.406, inclusive: *Provided, however,* That no wage or salary increase which was reflected in current payrolls on or before February 13, 1946, and was unapproved on that date, shall be a basis for reimbursement under such a contract unless the procurement agency administering the contract finds that reimbursement is necessary to prevent hardship. Nothing in §§ 4001.101 to 4001.406, inclusive, however, shall be construed as authorizing or requiring any increase in costs to the United States which is not required by the applicable procurement contract.

(E.O. 9250; E.O. 9328, 3 CFR, Cum. pp. 1213, 1267; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691, and E.O. 9699, 11 F.R. 1929)

J. F. BROWNLEE,  
Acting Director of  
Economic Stabilization.

MARCH 8, 1946.

[F. R. Doc. 46-5130; Filed, Mar. 27, 1946; 3:53 p. m.]



## Chapter XXIII—War Assets Administration

[Rev. Special Order 23]

## TRANSFER OF FUNCTIONS OF SURPLUS PROPERTY ADMINISTRATOR AND WAR ASSETS CORPORATION UNDER EXECUTIVE ORDER 9689

Surplus Property Administration Revised Special Order 23, February 1, 1946 (11 F.R. 1527), entitled "Transfer of Functions of Surplus Property Administration under Executive Order 9689," is hereby revised and amended as set forth below. The title is amended to read as follows: "Transfer of Functions of Surplus Property Administrator and War Assets Corporation under Executive Order 9689."

Executive Order 9689, issued January 31, 1946 (11 F.R. 1265), provides in part, effective as of the opening of business February 1, 1946, that:

1. The functions of the Surplus Property Administrator and of the Surplus Property Administration are hereby transferred, except as otherwise provided herein, to the chairman of the board of directors of the War Assets Corporation, and to the War Assets Corporation, respectively, and the Surplus Property Administration shall be deemed merged into and consolidated with the War Assets Corporation.

2. All functions of the Surplus Property Administrator and of the Surplus Property Administration which relate to surplus property located outside the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico, and the Virgin Islands are transferred to the Secretary of State and the Department of State, respectively.

3. Effective March 25, 1946, (a) there shall be established, in the Office for Emergency Management of the Executive Office of the President, a War Assets Administration at the head of which there shall be a War Assets Administrator, who shall be appointed by the President by and with the advice and consent of the Senate, and who shall receive a salary at the rate of \$12,000 per annum unless the Congress shall otherwise provide, and (b) the functions of the War Assets Corporation relative to surplus property and of the chairman of the board of directors of the War Assets Corporation relative to surplus property shall be transferred to the War Assets Administrator.

7. All provisions of prior Executive orders in conflict with this order are amended accordingly. All other prior orders, regulations, rulings, designations, and other actions, relating to any functions transferred by this order, shall remain in effect except as they are inconsistent herewith or are hereafter amended or revoked under proper authority.

On March 25, 1946, E. B. Gregory took office as War Assets Administrator pursuant to such Executive order.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat.

533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. The outstanding regulations, orders, and special orders issued by the Surplus Property Administration shall, until revised or superseded, be cited by the designations given them by the Surplus Property Administration.

2. The outstanding regulations, orders, and special orders issued by the Surplus Property Board shall, until revised or superseded, be cited by the designations given them by the Surplus Property Board.

3. Wherever in any of such regulations, orders or special orders, the terms "Surplus Property Board", "Board", "Surplus Property Administrator", or "Administrator" appear, such terms shall be deemed to refer to the War Assets Administrator.

4. Wherever in any of such regulations, orders, or special orders, the term "War Assets Corporation" appears, such term shall be deemed to refer to the War Assets Administration.

This revised order shall become effective March 25, 1946.

E. B. GREGORY,  
Administrator.

MARCH 25, 1946.

[F. R. Doc. 46-5193; Filed, Mar. 28, 1946; 11:16 a. m.]

[SPA Reg. 2, Order 5]

## PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO GOVERNMENT AGENCIES AND STATE AND LOCAL GOVERNMENTS

## EXEMPTION OF BAL IN OIL, AMPULE, 10%

The Food and Drug Administration has reported that Bal in Oil Ampules packaged with instructions for a special use as U. S. Army Medical Supply List Item No. 1088500 are extremely dangerous for civilian use if used otherwise than under medical supervision and should not be distributed as presently packaged and labeled.

The Consumer Goods Division of the War Assets Corporation has applied to the Chairman of the Board of Directors of this Corporation, as successor to the functions of the Surplus Property Administrator, for the exemption of this type of drug, as packaged, from the requirements of this part on the ground that it is impracticable to require its disposal according to such requirements.

Pursuant to § 8302.3 (b) (3), and Executive Order 9689 (11 F.R. 1265), and in reliance upon the reports of the Food and Drug Administration and the War Assets Corporation, *It is hereby ordered*, That:

The War Assets Corporation is hereby authorized to dispose of packages of Bal in Oil Ampules, listed in U. S. Army Medical Supply List as Item No. 1088500, to the original manufacturer, Hynson, Westcott and Dunning, Inc., Baltimore, Maryland, without regard for the pro-

<sup>1</sup> 10 F.R. 14200; 11 F.R. 1357.

visions of this part: *Provided*, That such Ampules shall be so sold at not less than the original cost to the Government of the Ampules therein contained, f. o. b. point of location: *And provided further*, That the purchaser agrees to handle the property in accordance with the requirements of the Federal Food, Drug and Cosmetic Act of June 25, 1938 (52 Stat. 1040, 21 U.S.C. § 301-392), and regulations issued thereunder.

This order shall become effective March 21, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 21, 1946.

[F. R. Doc. 46-5187; Filed, Mar. 28, 1946; 11:15 a. m.]

[SPA Rev. Reg. 5, Amdt. 1]

## PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

Surplus Property Administration Revised Regulation 5, March 6, 1946, entitled "Surplus Nonindustrial Real Property" (11 F.R. 2644), is hereby amended in the following respects:

1. The last paragraph of § 8305.7 (a) is amended to read as follows: "If such leasehold or other interest is not claimed by any Government agency within a reasonable time and such leasehold or other interest does not include a purchase option in favor of the Government such lease or other interest may be cancelled by the owning agency without declaring it surplus if the owning agency has the legal right to cancel. If the Government has an option to purchase the property the leasehold or other interest, together with the improvements thereon, shall be declared surplus."

2. Section 8305.7 (b) is amended by inserting at the beginning the following words: "Subject to the provisions of § 8305.7 (a)."

3. Section 8305.12 (f) is amended by the addition of a new subparagraph to be numbered (5) which shall read as follows:

(5) *Fissionable materials.* (i) (a) In all disposals of lands hereafter made under the authority and provisions of the Surplus Property Act of 1944; (b) In all leases, permits, or other authorizations of whatever kind, hereafter granted to remove minerals from such lands; and (c) In all leases, permits or other authorizations which otherwise would preclude the United States from exercising its right to enter upon such lands and prospect for, mine, and remove minerals, there shall be reserved to the United States all fissionable materials in the lands, together with the right, at any and all times, to enter upon the lands and prospect for, mine, and remove such materials; *Provided*, That no such reservation shall interfere with the primary use of the land established or indicated by any act of Congress; *And provided further*, That no such reservation shall be required whenever the Secretary of



the Interior shall determine that the land affected does not contain substantial deposits of fissionable materials, or that, in view of all the circumstances, there is no reasonable probability that such materials are present in quantities sufficient to justify their extraction.

(ii) The term "fissionable materials" as used herein means (a) all deposits from which the substances known as thorium, uranium (including uranium enriched as to one of its isotopes), and elements higher than uranium in the periodic table, can be refined or produced, and (b) all deposits from which there can be refined or produced other substances determined by the President by Executive order to be readily capable of or peculiarly related to transmutation of atomic species, the production of nuclear fission, or the release of atomic energy. (Executive Order 9701, dated March 4, 1946, 11 F.R. 2369)

(iii) Unless the lands are within the exceptions above provided, all notices of sale or availability given or published by the disposal agencies shall disclose that the lands involved will be disposed of or sold subject to the reservation of the mineral rights referred to in the foregoing subdivisions of this subparagraph.

This amendment shall become effective March 23, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5188; Filed, Mar. 28, 1946;  
11:16 a. m.]

[SPA Rev. Reg. 10, Amdt. 2]

#### PART 8310—GOVERNMENT-OWNED INDUSTRIAL REAL PROPERTY AND TRANSPORTATION PROPERTY

Surplus Property Administration Revised Regulation 10, January 16, 1946, entitled "Government-Owned Industrial Real Property and Transportation Property", as amended through March 8, 1946 (11 F.R. 949, 2713), is hereby further amended as follows:

Section 8310.16 is amended by inserting the designation (a) immediately following the caption and by adding a new paragraph (b) to read as follows:

(b) *Fissionable materials reserved.* Any lands disposed of under this part shall be subject to a reservation of fissionable materials as provided in § 8305.12 (f) (5) of Part 8305.<sup>1</sup>

This amendment shall become effective March 23, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5189; Filed, Mar. 28, 1946;  
11:17 a. m.]

<sup>1</sup> 11 F.R. 2644 and amendment 1 issued March 23, 1946.

[SPA Reg. 12, Amdt. 1]

#### PART 8312—ALUMINUM SCRAP

Surplus Property Administration Regulation 12, October 2, 1945, entitled "Aluminum Scrap" (10 F.R. 12559) is hereby amended in the following respects:

1. Section 8312.2 is amended to read as follows:

§ 8312.2 *Scope.* This part applies to: (a) retentions and sales by contractors of aluminum scrap in contractor inventories under the control of an owning agency, pursuant to §§ 8309.8 and 8309.11; (b) sales of aluminum scrap by an owning agency under § 8309.17, and (c) sales of aluminum scrap by a disposal agency under § 8301.18.<sup>1</sup> This part does not apply to: (a) aluminum scrap sold outside the continental United States; (b) aluminum borings and turnings, (c) sales or retentions of aluminum scrap in contractor inventories, pursuant to § 8309.9 or § 8309.10.

2. Section 8312.3 is amended to read as follows:

§ 8312.3 *Minimum prices.* Aluminum scrap, pig or ingot (as listed below) shall be retained at a storage location as specified in § 8312.4 unless at least the following prices can be obtained per pound f. o. b. shipping point for the named grades of such material:

	Cents
(a) Pig or ingot resulting from melting of obsolete or wrecked aircraft-----	6
(b) Segregated solids (plant or production scrap or any other solids consisting of only one alloy and so identified)-----	6
Pure cable (clean and free of iron) -	6
Foil (clean and new)-----	6
(c) Mixed solids (plant or production scrap consisting of an unknown alloy or consisting of more than one alloy)-----	5
Obsolete castings and forgings (alloy unknown or not segregated)-----	5
Obsolete pistons (alloy unknown or not segregated)-----	5
Any other clean solids free of all metal other than aluminum-----	5
(d) Solids mixed with foreign materials (any scrap, other than as defined in paragraphs (e), (f), and (g) which is contaminated by or mixed with foreign materials.) This may include smaller airframe and engine parts-----	2½
(e) Prepared aircraft scrap (not including engines or engine parts) recovered from wrecked, crashed, obsolete, or uncompleted airframes cut or sheared into pieces approximately 48" x 60" x 24" or less and shipped in 30,000 lb. minimum cars-----	2½

<sup>1</sup> Where the amount in any car runs below 30,000 pounds, if shipment is made by rail, the Government will absorb any freight charges above the minimum rate per pound that would apply if the cars were loaded to or in excess of 30,000 pounds.

<sup>2</sup> SPA Reg. 9 (10 F.R. 12961, 14966).

<sup>3</sup> SPA Reg. 1 (10 F.R. 14064; 11 F.R. 2602, 3035).

- (f) Air-cooled engine cylinder heads with the steel cylinder barrel attached----- 2
- (g) Wrecked, crashed, obsolete or uncompleted airframes, or major structural segments of such airframes to be scrapped (without preparation of any kind)--- 1½

<sup>4</sup> Small airframe parts where the dimensions on individual units do not exceed those listed in paragraph (e) should be priced according to the appropriate classifications in (a) through (d), and should not be included in classification (g).

The above prices apply to lots of 30,000 pounds or more. A minimum price of one-half cent per pound less than the prices stated above shall apply in each class where the lot available for sale at any one place at any one time is less than 30,000 pounds. However, there shall be no arbitrary breaking up, separation, or withholding of lots of material to effect the sale of such material in units of less than 30,000 pounds in order to permit such differential of one-half cent per pound.

This amendment shall become effective March 23, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5190; Filed, Mar. 28, 1946;  
11:16 a. m.]

[SPA Reg. 20, Amdt. 1]

#### PART 8320—SURPLUS MARINE INDUSTRIAL REAL PROPERTY

Surplus Property Administration Regulation 20, December 22, 1945, entitled "Surplus Marine Industrial Real Property" (11 F.R. 182, 561) is hereby amended as follows:

Section 8320.20 is amended by inserting the designation (a) immediately following the caption and by adding a new paragraph (b) to read as follows:

(b) *Fissionable materials reserved.* Any lands disposed of under this part shall be subject to a reservation of fissionable materials as provided in § 8305.12 (f) (5) of Part 8305.<sup>1</sup>

This amendment shall become effective March 23, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5192; Filed, Mar. 28, 1946;  
11:17 a. m.]

[SPA Reg. 18, Amdt. 1]

#### PART 8318—DISPOSAL OF IMPROVEMENTS AND LEASEHOLD INTERESTS IN INDUSTRIAL AND MARINE REAL PROPERTY

Surplus Property Administration Regulation 18, November 16, 1945, entitled "Disposal of Improvements and Lease-



hold interests in Industrial and Marine Real Property" (10 F. R. 14404), is hereby amended in the following respects:

1. The portion of § 8318.3 (a) preceding subparagraph (1) is amended to read as follows:

§ 8318.3 *Methods of disposal.* (a) Where the leasehold or other interest of the Government may be cancelled by the owning agency pursuant to the provisions of § 8318.4, owning agencies may, subject to the provisions of this section, make disposals of improvements hereunder by any one or more of the following methods:

2. The last sentence of § 8318.4 is amended to read as follows: "If such leasehold or other interest is not claimed by any Government agency within a reasonable time and such leasehold or other interest does not include a purchase option in favor of the Government such lease or other interest may be cancelled by the owning agency without declaring it surplus if the owning agency has the legal right to cancel. If the Government has an option to purchase the property the leasehold or other interest, together with improvements thereon, shall be declared surplus."

This amendment shall become effective March 23, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5191; Filed, Mar. 28, 1946;  
11:16 a. m.]

## Notices

### DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

RATH PACKING CO.

#### ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F. R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Rath Packing Company, located in and around Waterloo, Iowa, possession of which was taken by the Secretary of Agriculture under order dated January 25, 1946 (11 F. R. 1002), issued under said Executive order. I, therefore, terminate possession by the Government of such plants and facilities, effective as of 12:01 a. m., March 28, 1946.

Dated: March 27, 1946.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-5186; Filed, Mar. 28, 1946;  
10:59 a. m.]

### Rural Electrification Administration.

[Administrative Order 1021]

#### ALLOCATION OF FUNDS FOR LOANS

MARCH 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	Amount
Colorado 38A Yuma.....	\$350,000
Indiana 42K Parke.....	314,000
Indiana 55F Tippecanoe.....	245,000
Indiana 70D White.....	31,000
Kansas 39G Pottawatomie.....	80,000
Kentucky 46L Harrison.....	293,000
Michigan 44H Grand Traverse.....	35,000
Tennessee 27D Carroll Public.....	210,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-5181; Filed, Mar. 28, 1946;  
10:58 a. m.]

[Administrative Order 1022]

#### ALLOCATION OF FUNDS FOR LOANS

MARCH 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation	Amount
Iowa 43L Greene.....	\$50,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-5182; Filed, Mar. 28, 1946;  
10:58 a. m.]

[Administrative Order 1023]

#### ALLOCATION OF FUNDS FOR LOANS

MARCH 18, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation	Amount
Idaho 11G Kootenai.....	\$360,000

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-5184; Filed, Mar. 28, 1946;  
10:58 a. m.]

[Administrative Order 1024]

#### ALLOCATION OF FUNDS FOR LOANS

MARCH 20, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the

projects and in the amounts as set forth in the following schedule:

Project designation	Amount
Missouri 66A Webster.....	\$78,252
Missouri 67A Wright.....	116,872
Missouri 68A Pulaski.....	121,995

[SEAL] CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-5183; Filed, Mar. 28, 1946;  
10:58 a. m.]

[Administrative Order 1020]

#### ALLOCATION OF FUNDS FOR LOANS

MARCH 13, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	Amount
Arkansas 29E Clark.....	\$230,000
Montana 30A Glacier.....	881,000
Montana 31A Toole.....	1,270,000

CLAUDE R. WICKARD,  
Administrator.

[F. R. Doc. 46-5185; Filed, Mar. 28, 1946;  
10:58 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7415]

SHAWNEE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Shawnee Broadcasting Company, Chillicothe, Ohio, for construction permit; File No. B2-P-4512, Docket No. 7415.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4512) of Shawnee Broadcasting Company for a new standard AM broadcast station at Chillicothe, Ohio;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Elmer R. Noll and Frank A. Dieringer, a partnership, d/b as Chillicothe Broadcasting Company (File No. B2-P-4370) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be



rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the stations proposed in any pending applications, the nature and extent of such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5164; Filed, Mar. 28, 1946;  
10:08 a. m.]

[Docket No. 5968]

#### REPORTER BROADCASTING CO. (KRBC)

##### NOTICE OF HEARING

In re application of The Reporter Broadcasting Company (KRBC); date filed, September 28, 1938 (and subsequently amended); for construction permit to change frequency, increase power and other changes; class of service, broadcast; class of station, broadcast; location, Abilene, Texas; operating assignment specified: frequency, 1470 kc; power, 1 kw night,<sup>1</sup> 5 kw day; hours of operation unlimited; Docket No. 5968, File No. B3-P-2553.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant, its officers, directors, and stock-

holders to construct and operate Station KRBC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KRBC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KRBC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KRBC as proposed would involve objectionable interference with any existing foreign broadcast stations, within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine whether the installation and operation of Station KRBC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Reporter Broadcasting Company, Radio Station KRBC, 11th Floor Hilton Hotel, 984 4th Street, Abilene, Texas.

Dated at Washington, D. C. March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5157; Filed, Mar. 28, 1946;  
10:07 a. m.]

[Docket No. 6664]

#### CALCASIEU BROADCASTING CO. (KPLC)

##### NOTICE OF HEARING

In re application of Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and

L. M. Sepaugh (KPLC); Date filed, May 24, 1944; For construction permit to change frequency, increase power, install new transmitter and make changes in antenna, install directional transmitter for day and night use and change transmitter location; class of service, broadcast; class of station, broadcast; location, Lake Charles, Louisiana; operating assignment specified: frequency, 1470 kc, power, 1 kw<sup>1</sup>; hours of operation, unlimited; Docket No. 6664, File No. B3-P-3623.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and its members to construct and operate Station KPLC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KPLC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KPLC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

6. To determine whether the installation and operation of Station KPLC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already

<sup>1</sup> D. A.—night.

<sup>1</sup> D. A.—night and day.



made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Calcasieu Broadcasting Company, (T. B. Lanford, R. M. Dean & L. M. Sepaugh), Radio Station KPLC, Majestic Hotel, 333 Pujos Street, Lake Charles, Louisiana.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5162; Filed, Mar. 28, 1946;  
10:07 a. m.]

[Docket No. 6725]

SAN JACINTO BROADCASTING CO.

#### NOTICE OF HEARING

In re application of H. C. Cockburn tr/as San Jacinto Broadcasting Company (new), date filed, July 12, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Houston, Texas; operating assignment specified; frequency, 1470 kc, power, 1 kw; hours of operation unlimited; Docket No. 6725, File No. B3-P-3661.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), The Agricultural and Mechanical College of Texas (WTAU), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those area and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would in-

volve objectionable interference with any existing foreign broadcast stations within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: H. C. Cockburn, tr/as San Jacinto Broadcasting Company, 1740 Commerce Building, Houston, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5159; Filed, Mar. 28, 1946;  
10:07 a. m.]

[Docket No. 6760]

AGRICULTURAL AND MECHANICAL COLLEGE  
OF TEXAS (WTAU)

#### NOTICE OF HEARING

In re application of Agricultural and Mechanical College of Texas (WTAU); date filed, January 10, 1945; for construction permit to change frequency and hours of operation, increase power and install DA for night use; class of service, broadcast; class of station, broadcast; location, College Station, Texas; operating assignment specified: frequency, 1470 kc; power, 5 kw night<sup>1</sup> 5 kw day; hours of operation, unlimited time; Docket No. 6760 File No. B3-P-3839.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), H. C. Cockburn, tr/as

<sup>1</sup> D. A.—night.

San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant and of its Board of Directors to construct and operate Station WTAU as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WTAU as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WTAU as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station WTAU as proposed would involve objectionable interference with any existing foreign broadcast stations, within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine whether the installation and operation of Station WTAU as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Agricultural and Mechanical College of Texas, Administration Building, Campus Radio Station WTAU, College Station, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5158; Filed, Mar. 28, 1946;  
10:07 a. m.]



[Docket No. 7321]

KRIC, Inc.

## NOTICE OF HEARING

In re application of KRIC, Incorporated (KRIC); date, January 23, 1946; for construction permit to change frequency, increase power, install new transmitter, directional antenna for night use and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Beaumont, Texas; operating assignment specified: frequency, 1470 kc; power, 5 kw night<sup>1</sup>, 5 kw day; hours of operation, unlimited; Docket No. 7321, File No. B3-P-4410.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Reporter Broadcasting Company (KRBC), Abilene, Texas, (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), and The Agricultural and Mechanical College of Texas (WTAU), College Station, Texas (File No. B3-P-3839; Docket No. 6760), upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate Station KRIC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KRIC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KRIC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KRIC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: KRIC, Incorporated, Radio Station KRIC, 380 Walnut Street, Beaumont, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5160; Filed, Mar. 28, 1946;  
10:07 a. m.]

[Docket No. 7380]

ANDALUSIA BROADCASTING CO.

## NOTICE OF HEARING

In re application of E. E. Forbes, Sr. and J. W. Buttram, a partnership, d/b as Andalusia Broadcasting Company (new); date filed, December 17, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Andalusia, Alabama; operation assignment specified: frequency, 1490 kc; power, 250 w night, 250 w day; hours of operation unlimited; Docket No. 7380, File No. B3-P-4445.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Troy Broadcasting Corporation (File No. B3-P-4446; Docket No. 7381), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant and of its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the population and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the serv-

ices proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Andalusia Broadcasting Company, c/o J. W. Buttram, 900 East 21st Street, Anniston, Alabama.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5161; Filed, Mar. 28, 1946;  
10:07 a. m.]

[Docket No. 7381]

TROY BROADCASTING CORP.

## NOTICE OF HEARING

In re application of Troy Broadcasting Corporation (new); date filed, January 2, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Troy, Alabama; operating assignment specified: frequency, 1490 kc, power, 250 w night 250 w day; hours of operation, unlimited; Docket no. 7381, File no. B3-P-4446.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of E. E. Forbes, Sr. and J. W. Buttram, A Partnership, d/b as Andalusia Broadcasting Company (File No. B3-P-4445; Docket No. 7380), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and

<sup>1</sup> D. A.—night.



whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Troy Broadcasting Corporation, c/o Mr. E. C. Orme, Carroll Building, Troy, Alabama.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS  
COMMISSION,  
T. J. SLOWIE,  
Secretary.

[F. R. Doc. 46-5163; Filed, Mar. 28, 1946;  
10:08 a. m.]

#### FEDERAL POWER COMMISSION.

[Docket Nos. G-507, G-508, G-510, G-516,  
G-519, G-702]

HOPE NATURAL GAS CO. ET AL.

ORDER REOPENING PROCEEDINGS, CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

MARCH 26, 1946.

In the matters of Hope Natural Gas Company, Docket No. G-507; New York State Natural Gas Corporation, Docket No. G-508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G-510; United Fuel Gas Company, Docket No. G-516; Home Gas Company, Docket No. G-519; Central New York Power Corporation, Docket No. G-702.

It appears to the Commission that:

(a) The Commission's Opinion No. 114 and accompanying order entered April 26, 1944, at Docket Nos. G-507, G-508, G-510, G-516, and G-519, authorized Hope Natural Gas Company ("Hope") and New York State Natural Gas Corporation ("New York State Corporation") to construct and operate certain facilities described therein.

(b) Paragraph (C) of the aforesaid order of April 26, 1944, provides as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (m. c. f.)
New York State Electric & Gas Corp.	1,900,000
Central New York Power Corp.	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc.	592,750
North Penn Gas Co. and Allegheny Gas Co.	1,581,250
Penn-York Gas Corp.	1,718,000

(c) On February 11, 1946, Central New York Power Corporation ("Central New York"), Docket No. G-702, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following described facilities:

(i) A 12-inch or 14-inch main gas transmission pipe line approximately 9¾ miles in length extending from the city of Syracuse, New York, to the town of Cicero, New York.

(ii) A 6-inch main gas transmission pipe line approximately 6½ miles in length extending from Cicero to the city of Watertown, New York.

(iii) A 12-inch or 14-inch main gas transmission pipe line approximately 26¼ miles in length extending from Cicero to the village of Verona, New York, and thence approximately 8½ miles to the city of Rome, New York.

(iv) A compressor station to be located in Syracuse with a total initial installed horsepower of 1,200 (active and reserve) and an initial capacity of approximately 600,000 cubic feet per hour.

(d) The proposed facilities of Central New York would be connected with existing facilities to enable the substitution of straight natural gas service in Central New York's "Syracuse-Oswego Division" in which a mixed gas is now served to consumers in Oswego, Onondaga, and Madison Counties, New York, and in "Utica and Watertown Divisions" in which a manufactured gas is now served to consumers in Jefferson, Oneida, Madison, Herkimer, and Fulton Counties, New York.

(e) On February 8, 1946, New York State Natural Gas Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, by eliminating all limitation of volumes to permit sale and delivery of natural gas to Central New York in accordance with a contract dated November 13, 1945, wherein New York State Corporation agrees to supply natural gas in quantities necessary to enable Central New York to effect the substitution of straight natural gas service as mentioned in paragraph (d) above. New York State Corporation is presently selling and delivering natural gas to Central New York pursuant to the provisions of New York State Natural Gas Corporation Rate Schedule FPC No. 20, as limited by said order of April 26, 1944.

(f) On October 30, 1945, Hope Natural Gas Company, Docket No. G-507, filed with the Commission a petition requesting, among other things, a modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, in such a manner as to permit Hope to supply the natural gas requirements of New York State Corporation in accordance with the terms and provisions of an agreement of November 1, 1943, Hope Natural Gas Company Rate Schedule FPC No. 9, and up to the maximum quantity therein specified, 14,000,000 Mcf per year. Hearing upon such petition has been held, but no decision thereon has been rendered by the Commission.

The Commission finds that:

(1) It is necessary and appropriate in the public interest that the record in the proceedings in the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation, Docket No. G-508, filed February 8, 1946, requesting modification of paragraph (C) of the Commission's aforesaid order of April 26, 1944.

(2) The reopened proceedings referred to in paragraph (1) hereof may present issues and facts substantially similar to those presented in connection with the application of Central New York Power Corporation, Docket No. G-702, filed February 11, 1946, and referred to in paragraphs (c) and (d) hereof, and good cause exists for consolidating the proceedings for purpose of hearing thereof.

The Commission orders that:

(A) The record in the proceedings in the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 be and it is hereby reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation, Docket No. G-508, filed February 8, 1946, requesting modification of paragraph (C) of the Commission's aforesaid order of April 26, 1944.

(B) The reopened proceedings be consolidated for purpose of hearing with the



proceeding in the Matter of Central New York Power Corporation, Docket No. G-702.

(C) A public hearing be held in the consolidated proceedings commenced on April 8, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(D) All intervenors in the proceedings in the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted by the Commission.

(E) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 46-5178; Filed, Mar. 28, 1946;  
10:13 a. m.]

# INTERSTATE COMMERCE COMMISSION.

[S. O. 477]

## UNLOADING OF MACHINERY AT SAN DIEGO, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of March A. D. 1946.

It appearing, that cars UP 161335 and NP 4946 containing machinery at San Diego, California, on the Atchison, Topeka and Santa Fe Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

*Machinery at San Diego, California, be unloaded.* (a) The Atchison, Topeka and Santa Fe Railway Company, its agents or employees, shall unload forthwith cars UP 161335 and NP 4946 containing machinery now on hand at San Diego, California, consigned to Consolidated Vultee Aircraft Corporation.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Atchison, Topeka and Santa Fe Railway Company, and upon

the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-5126; Filed, Mar. 27, 1946;  
2:36 p. m.]

[S. O. 478]

## UNLOADING OF MACHINERY AT SAN DIEGO, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of March, A. D. 1946.

It appearing, that car PRR 69102 containing machinery at San Diego, California, on the San Diego & Arizona Eastern Railway Company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

*Machinery at San Diego, Calif., be unloaded.* (a) The San Diego & Arizona Eastern Railway Company, its agents or employees, shall unload forthwith car PRR 69102 containing machinery now on hand at San Diego, California, consigned to Consolidated Vultee Aircraft Corporation.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the San Diego & Arizona Eastern Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-5127; Filed, Mar. 27, 1946;  
2:36 p. m.]

## OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 209]

### COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.



## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Evanthia Nako.....	Albania.....	Estate of Denis Nako, deceased. Surrogate's Court, New York County. Index No. A-1365-1942.	\$491.10	Treasurer of the City of New York, Municipal Building, New York, N. Y.	\$15.00
<i>Item 2</i>					
Peter Nako.....	Albania.....	Same.....	191.11	Same.....	5.00
<i>Item 3</i>					
James Nako.....	Albania.....	Same.....	191.11	Same.....	5.00
<i>Item 4</i>					
Lucha Rosa.....	Greece.....	Estate of Lena Levy, a/k/a Luna Levy, deceased. Surrogate's Court, Kings County, N. Y. Index 2232/1943.	893.37	Same.....	68.00
<i>Item 5</i>					
Molshe Hillenberg.....	Lithuania.....	Estate of David Hillenberg, deceased, Surrogate's Court, Kings County, Index No. 2599-1943.	405.75	Same.....	18.00
<i>Item 6</i>					
Yehudi Hillenberg.....	Lithuania.....	Same.....	405.75	Same.....	18.00
<i>Item 7</i>					
Peshel Hillenberg Koppelman.....	Lithuania.....	Same.....	405.75	Same.....	18.00
<i>Item 8</i>					
Bluma Reichman a/k/a Bluma Rajchman.....	Poland.....	In the matter of the estate of Sarah Mishkind, deceased, Surrogate's Court, Kings County, N. Y., No. 7747-1942.	920.00	Same.....	79.00
<i>Item 9</i>					
Esther Birkenfeld.....	Poland.....	Estate of Rose Flaum, deceased, Surrogate's Court, Bronx County, N. Y. Index No. A-197/1941.	309.48	Same.....	35.00
<i>Item 10</i>					
Luigi Pastorini Rezzoaglio.....	Italy.....	Estate of Paul Bacigalupi, deceased, Surrogate's Court, New York County, N. Y. Index No. A-1808/1940.	344.26	Same.....	29.00
<i>Item 11</i>					
Cecilia Pastorini Rezzoaglio.....	Italy.....	Same.....	344.26	Same.....	29.00
<i>Item 12</i>					
Sarah Mounzikes a/k/a Sore Muziklene.....	Lithuania.....	Estate of Joseph Friedlander, deceased, Surrogate's Court, New York County, New York. Index No. A-1525/1942.	670.56	Same.....	66.00

[F. R. Doc. 46-5124; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order 5894]

FRED GREINER

In re: Trust under the Will of Fred Greiner, deceased; File D-28-8151; E.T. sec. 9971.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the Children of Karoline Hering, names unknown, Children of Barbara Kummerly, names unknown, Children of Katharine Schuster, names unknown, and Children of Karl Greiner, names unknown, and each of them, in and to the trust created under the Will of Fred Greiner, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

## Nationals and Last Known Addresses

Children of Karoline Hering, names unknown, Germany.

Children of Barbara Kummerly, names unknown, Germany.

Children of Katherine Schuster, names unknown, Germany.

No. 62—3

Children of Karl Greiner, names unknown, Germany.

That such property is in the process of administration by The Cleveland Trust Company, 916 Euclid Avenue, Cleveland, Ohio, as Trustee under the Will of Fred Greiner, Deceased, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be

deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-5114; Filed, Mar. 27, 1946; 12:01 p. m.]



[Vesting Order CE 206]

**COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding

identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
Item 1			
Anna Christensen.....	Denmark.....	Estate of Laurits F. Sorensen a/k/a Laurits Sorensen, deceased. Union County Orphans' Court, Union County, N. J.	\$10.00
Item 2			
Emilie Jagd.....	Denmark.....	Same.....	10.00
Item 3			
Dagmar Redon.....	Denmark.....	Same.....	10.00
Item 4			
Frederick Sorensen.....	Denmark.....	Same.....	10.00
Item 5			
Anna De Moor Schmoele.....	Belgium.....	Estate of Anna S. Donaldson, deceased, Burlington County Orphans' Court, Burlington County Court House, Mount Holly N. J.	147.00
Item 6			
Julia Schmoele Muellenders.....	Belgium.....	Same.....	147.00
Item 7			
Joseph Eckl.....	Austria.....	Estate of Betty Sackl, deceased, Atlantic County Orphans' Court, Atlantic County Court House, Mays Landing, N. J.	47.00
Item 8			
Maria Gollhofer.....	Austria.....	Same.....	47.00
Item 9			
Rider Jacobsen.....	Norway.....	Estate of Frank Jacobsen, deceased, Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	168.00
Item 10			
Marie Jacobsen.....	Norway.....	Same.....	168.00
Item 11			
Frank Tyskiewicz.....	Poland.....	Estate of Adolf Tyskiewicz, deceased, Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	8.00
Item 12			
Waclaw Tyskiewicz.....	Poland.....	Same.....	8.00
Item 13			
Joseph Tyskiewicz.....	Poland.....	Same.....	8.00
Item 14			
Felix Tyskiewicz.....	Poland.....	Same.....	8.00

[F. R. Doc. 46-5121; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 207]

**COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take

measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,



hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Dusan Tepich.....	Yugoslavia.....	Estate of Lazo Tepich, deceased, Probate Court, St. Clair County, Ill.....	\$30.00
Anka Bjelovuk.....	Yugoslavia.....	Same.....	30.00
		<i>Item 3</i>	
Frank Sokol.....	Czechoslovakia.....	Estate of John Sokol, deceased, Probate Court, Cook County, Ill., File No. 44-P-366.	42.00
		<i>Item 4</i>	
Jens Hansen.....	Denmark.....	Estate of Karen Hansen, deceased, Probate Court, Cook County, Ill.; Docket No. 429; Page 531; File No. 44-P-2110.	11.00
		<i>Item 5</i>	
Mathilde Hansen Meyer.....	Denmark.....	Same.....	11.00
		<i>Item 6</i>	
Elise Hansen Jacobsen.....	Denmark.....	Same.....	11.00
		<i>Item 7</i>	
Jorgen Gosch.....	Denmark.....	Same.....	5.00
		<i>Item 8</i>	
Carla Gosch.....	Denmark.....	Same.....	5.00
		<i>Item 9</i>	
Helena Gosch.....	Denmark.....	Same.....	5.00
		<i>Item 10</i>	
Karen Sophie Hansen.....	Denmark.....	Same.....	11.00
		<i>Item 11</i>	
Andrew Grycink.....	Poland.....	Estate of Conrad Grycink, deceased, Probate Court, Cook County, Ill., File No. 44 P 4822; Docket 432 Page 479.	50.00
		<i>Item 12</i>	
Katina Vasilakis.....	Greece.....	Estate of Daniel Golemis, deceased, Probate Court, Cook County, Ill., File No. 44 P 8221; Docket No. 436; Page 306.	5.00
		<i>Item 13</i>	
Amalieion orphanage.....	Greece.....	Same.....	50.00
		<i>Item 14</i>	
Hospital of Agioi Anargiroi.....	Greece.....	Same.....	50.00
		<i>Item 15</i>	
Stanislaw Barnas.....	Poland.....	Estate of Jan Boba, alias John Boba, deceased, Probate Court, Cook County, Ill., File No. 44 P 6137; Docket 434; Page 167.	17.00
		<i>Item 16</i>	
Jan Barnas.....	Poland.....	Same.....	17.00
		<i>Item 17</i>	
Helena Hucek.....	Poland.....	Same.....	17.00
		<i>Item 18</i>	
Barnas, daughter of Antoni and Rozlaja Barnas.	Poland.....	Same.....	17.00
		<i>Item 19</i>	
Marianna Wadzyk.....	Poland.....	Same.....	17.00
		<i>Item 20</i>	
Elzbieta Zygmunt.....	Poland.....	Same.....	17.00
		<i>Item 21</i>	
Helena Boba.....	Poland.....	Same.....	17.00
		<i>Item 22</i>	
Jadwiga Wasik.....	Poland.....	Same.....	17.00
		<i>Item 23</i>	
Anna Wasik.....	Poland.....	Same.....	17.00
		<i>Item 24</i>	
Roman Catholic Church at village Polanka Wielka.	Poland.....	Same.....	17.00
		<i>Item 25</i>	
Roman Catholic order of Salezjani Fathers at village Oswiecim.	Poland.....	Same.....	11.00



[Vesting Order CE 210]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding iden-

tified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit

the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Giza (or Gazella) Steinberger.....	Czechoslovakia.....	Estate of Joseph Steinberger, deceased, Orphans' Court, Luzerne County, Pa., File No. 813 of 1944.	\$10.00
Adolph Steinberger.....	Czechoslovakia.....	Same.....	5.00
Helen Steinberger.....	Czechoslovakia.....	Same.....	5.00
Rifks Steinberger.....	Czechoslovakia.....	Same.....	5.00
		<i>Item 5</i>	
Justina Braziene Kostancija Kiartenia Aleksandras Alisaukas.....	Lithuania.....	Estate of Mary Marth Alisaukas, also known as Mary Alisaukas, deceased, Orphans' Court, Philadelphia County, Pa., File No. 314 of 1944.	44.0
		<i>Item 6</i>	
Heirs-at-law and next-of-kin of Jozef Starzec, also known as Josef Starzecki and Joe Starzecki, deceased, names unknown.....	Poland.....	Estate of Jozef Starzec, also known as Josef Starzecki and Joe Starzecki, deceased, Orphans' Court, Allegheny County, Pa., File No. 504 of 1944.	31.00
		<i>Item 7</i>	
Klara Abramowna Rosenberg.....	Russia.....	Estate of Toby Rosenberg, also known as Tillie Rosenberg, deceased; Orphans' Court, Philadelphia County, Pa., File No. 3179 of 1941.	32.00
		<i>Item 8</i>	
Eva Rosenberg Zax.....	Russia.....	Same.....	32.00
		<i>Item 9</i>	
Jan Luszeck and Katarzyna Czanaszka and any other heirs or next of kin of Mihal Luszeck, deceased, names unknown.....	Poland.....	Estate of Mihal Luszeck, deceased, Orphans' Court, Philadelphia County, Pa., File No. 3131 of 1943.	286.00

[F. R. Doc. 46-5125; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 208]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, SOUTH DAKOTA, IOWA, NORTH DAKOTA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding iden-

tified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit

the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.



## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Ole Gimmetstad.....	Norway.....	Estate of Christian Gimmetstad, deceased. In the Probate Court of Pennington County, Minn.	\$18.00
		<i>Item 2</i>	
Christiana Nelson Rygg.....	Norway.....	Same.....	18.00
		<i>Item 3</i>	
Brothers and sisters, names unknown, of Waldemar F. Steffenson, deceased.	Denmark.....	Estate of Waldemar F. Steffenson, deceased, County Court of Meade County, S. Dak.	41.00
		<i>Item 4</i>	
Peter Hansen-Nidlose.....	Denmark.....	Estate of Chris Henriksen, deceased, District Court, Franklin County, Iowa; No. 3508.	5.00
		<i>Item 5</i>	
Hans Hansen.....	Danmark.....	Same.....	5.00
		<i>Item 6</i>	
Mrs. Karen Jharno.....	Denmark.....	Same.....	5.00
		<i>Item 7</i>	
Sophus Henriksen.....	Denmark.....	Same.....	12.00
		<i>Item 8</i>	
Mrs. Inger Fredriksen.....	Denmark.....	Same.....	12.00
		<i>Item 9</i>	
Miss Kristine Henriksen.....	Denmark.....	Same.....	12.00
		<i>Item 10</i>	
Johannes Henriksen.....	Denmark.....	Same.....	12.00
		<i>Item 11</i>	
Madse Christensen.....	Denmark.....	Estate of Christian M. Christensen, deceased, County Court of Stutsman County, N. Dak.	25.00
		<i>Item 12</i>	
Anna Hanson.....	Denmark.....	Same.....	25.00
		<i>Item 13</i>	
Susan Malik.....	Czechoslovakia.....	John Belica vs. Susan Belica Jura et al. Court of Common Pleas of Cuyahoga County, Ohio, in Partition. No. 540,361.	20.00
		<i>Item 14</i>	
Andrew Stanko.....	Czechoslovakia.....	Same.....	10.00
		<i>Item 15</i>	
Millie Stanko.....	Czechoslovakia.....	Same.....	10.00
		<i>Item 16</i>	
Martin Stanko.....	Czechoslovakia.....	Same.....	40.00
		<i>Item 17</i>	
Ingeborg Sondral Tuff.....	Norway.....	Estate of Andrew I. Enderson, Dec'd. Probate Court of Goodhue County, Minnesota.	18.00
		<i>Item 18</i>	
Ingeborg Aastad Bakke.....	Norway.....	Same.....	18.00

[F. R. Doc. 46-5123; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order 5971]

REBECCA G. ODLING

In re: Estate of Rebecca G. Odling, deceased; File No. D-28-7591; E. T. sec. 7948.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Barbara Heinz, Adam Heinz, Heinrich Heinz, Maria Denhert, Anna Schmitt and Elizabeth Feuerbach, and each of them, in and to the Estate of Rebecca G. Odling, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

## Nationals and Last Known Address

Barbara Heinz, Germany.  
Adam Heinz, Germany.  
Heinrich Heinz, Germany.  
Maria Denhert, Germany.  
Anna Schmitt, Germany.  
Elizabeth Feuerbach, Germany.

That such property is in the process of administration by Arthur H. Holl, as Administrator, acting under the judicial supervision of the Camden County Orphans' Court, Camden, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien

Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-5115; Filed, Mar. 27, 1946; 12:01 p. m.]



[Vesting Order 6034]

FRED J. SNYDER

In re: Estate of Fred J. Snyder, deceased; File D-28-9777; E. T. sec. 13745.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Charlotte Schneider in and to the Estate of Fred J. Snyder, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Charlotte Schneider, Germany.

That such property is in the process of Administration by Ben H. Brown, as Administrator with the Will Annexed of the Estate of Fred J. Snyder, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-5116; Filed, Mar. 27, 1946;  
12:01 p. m.]

[Vesting Order 6035]

ANTON VEIT

In re: Estate of Anton Veit, deceased; File D-28-9966; E. T. sec. 14134.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Alois Veit and Thomas Veit, and each of them, in and to the Estate of Anton Veit, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Alois Veit, Germany.  
Thomas Veit, Germany.

That such property is in the process of administration by W. S. Solari, as Administrator with the Will Annexed of the Estate of Anton Veit, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien

Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-5117; Filed, Mar. 27, 1946;  
12:01 p. m.]

## OFFICE OF PRICE ADMINISTRATION.

[RMFR 136, Order 593]

## MECHANICAL JACKS

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, it is ordered:

(a) The price increases provided by this order apply only to heavy duty mechanical jacks used for industrial purposes, but do not apply to jacks designed and sold for original or replacement equipment for automobiles or trucks.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of mechanical jacks shall be the current prices increased by 15.8%.

(d) The maximum prices for sales of mechanical jacks by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the dollars-and-cents amount by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) Every manufacturer of mechanical jacks shall give written notice to its resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
*Administrator.*

[F. R. Doc. 46-5135; Filed, Mar. 27, 1946;  
4:33 p. m.]



[MPR 64, Rev. Order 206]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

Order No. 206 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, It is ordered:

(a) This order establishes maximum prices for sales at retail of certain gas ranges, listed below, manufactured by Detroit-Michigan Stove Company, Detroit 31, Mich., as follows:

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum Prices for Sales by Retail Dealers to Ultimate Consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
45-7157H-3C (or CC).....	Each \$92.25	Each \$94.75	Each \$97.25	Each \$99.95
45-4157H-3C (or CC).....	92.25	94.75	97.25	99.95
45-7157-3C (or CC).....	96.95	99.25	101.95	104.75
45-4157-3C (or CC).....	96.95	99.25	101.95	104.75
45-7157H-3C (or CC).....	104.75	107.25	109.75	112.50
45-4157H-3C (or CC).....	104.75	107.25	109.75	112.50
45-7157-3C (or CC).....	109.50	111.75	114.50	117.25
45-4157-3C (or CC).....	109.50	111.75	114.50	117.25

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting \$6.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this revised order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this revised order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(c) For purposes of this revised order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: Maine, Ohio, Wisconsin, Minnesota, Iowa, Missouri, Indiana, Illinois, Kentucky, Tennessee, North Carolina, South Carolina, Virginia, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Connecticut, Massachusetts, Rhode Island, New Hampshire, Vermont, Mississippi, Alabama, Georgia, and the District of Columbia.

Zone 3: Florida, Arkansas, Louisiana, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota, Wyoming, Montana, Colorado, and New Mexico.

Zone 4: Washington, Oregon, Idaho, California, Nevada, Utah, and Arizona.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on April 10, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5093; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 64, Order 270]

ESTATE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; It is ordered:

(a) This order establishes maximum prices for sales of four models of gas ranges manufactured by the Estate Stove Company, Hamilton, Ohio.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
With cover-all:	Each	Each	Each	Each	Each
1701.....	\$82.32	\$83.78	\$85.24	\$86.72	\$88.18
1703.....	83.55	85.10	86.65	88.20	89.36
1704.....	87.30	88.90	90.49	92.07	93.26
1707.....	108.52	110.20	111.87	113.55	114.80

These prices are f. o. b. wholesale distributor's city. If the wholesale distributor sells any of the above ranges without cover-all, he shall compute his maximum price by subtracting \$2.25 from his maximum price as shown above for sales of the range equipped with cover-all. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
With cover-all:	Each	Each	Each	Each	Each
1701.....	\$130.50	\$132.75	\$134.95	\$137.50	\$139.25
1703.....	147.50	149.95	152.25	154.95	156.75
1704.....	152.95	155.75	158.25	160.75	162.50
1707.....	169.95	172.75	175.50	177.95	179.95

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting \$6.00 from

his maximum price as shown above for sales on an installed basis.

If the dealer sells any of the above ranges without cover-all he shall compute his maximum price by subtracting \$3.50 from his maximum price as shown above for sales of the range equipped with cover-all. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, the states included in each zone and that if the range is sold without a cover-all \$3.50 must be deducted from the ceiling price for the range with cover-all. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is \$6.00 less than the price shown on the label.

(d) For the purposes of this order Zones 1, 2, 3, 4, and 5 comprise the following states:

Zone 1: Ohio, Indiana, Kentucky.

Zone 2: New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia, Tennessee, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, District of Columbia, Connecticut.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Kansas, Nebraska, South Dakota, North Dakota.

Zone 4: Texas, Oklahoma, Montana, Wyoming, Colorado.

Zone 5: Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, New Mexico.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 10th day of April 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5090; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 64, Order 271]

ESTATE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 11 of Maximum Price Regulation No. 64, It is ordered:



(a) **Maximum prices.** This order establishes maximum prices for sales of certain models of electric cooking ranges manufactured by Estate Stove Company, Hamilton, Ohio, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices are those set forth below:

Model	Quantity	Maximum prices for sales to retail dealers				
		Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
612...	1 to 4.....	\$101.54	\$102.98	\$104.38	\$105.79	\$106.88
	5 or more.....	97.78	99.18	100.51	101.86	102.91
613...	1 to 4.....	123.40	124.99	126.52	128.12	129.21
	5 or more.....	118.83	120.36	121.83	123.36	124.41
616...	1 to 4.....	144.80	146.68	148.37	150.12	151.49
	5 or more.....	139.44	141.24	142.86	144.54	145.86
619...	1 to 4.....	145.13	147.13	149.19	151.22	152.75
	5 or more.....	139.75	141.67	143.65	145.60	147.07

These prices are f. o. b. the wholesale distributor's city and include the Federal excise tax. In all other respects, they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
612.....	\$157.95	\$160.25	\$162.50	\$164.75	\$166.50
613.....	191.95	194.50	196.95	199.50	201.25
616.....	225.25	228.25	230.95	233.75	235.95
619.....	225.75	228.95	232.25	235.50	237.95

These prices include the Federal excise tax, delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer he may add \$3.50 to the OPA retail ceiling price of the range as set forth above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) **Notification.** At the time of, or prior to, the first invoice to each purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) **Labelling.** The manufacturer, before shipping any range covered by this order to a retail dealer, shall attach securely to the outside panel of the oven door of each range a label which contains the following information:

1. The brand name and model number of the range.
2. Its OPA retail ceiling price in each zone.
3. A statement that the ceiling prices shown include the Federal excise tax,

delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require additional materials.

4. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such a set is furnished by the retail dealer he may add \$3.50 to his OPA retail ceiling price for the range.

5. A list of the states included in each zone.

(d) For purposes of this order Zones 1, 2, 3, 4, and 5 comprise the following states:

Zone 1: Ohio, Indiana, Kentucky.  
Zone 2: New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia, Tennessee, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, District of Columbia, Connecticut.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Kansas, Nebraska, South Dakota, North Dakota.

Zone 4: Texas, Oklahoma, Montana, Wyoming, Colorado.

Zone 5: Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, New Mexico.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 10th day of April 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5091; Filed, Mar. 27, 1946;  
11:45 a. m.]

[MPR 86, Rev. Order 35]

WESTINGHOUSE ELECTRIC CORP.

APPROVAL OF MAXIMUM PRICES

Order No. 35 under Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 14 and 21 of Maximum Price Regulation No. 86, It is ordered:

(a) This order establishes ceiling prices for sales of the Model B-3-46 Laundromat electric automatic washer manufactured by the Westinghouse Electric Corporation, 246 East Fourth Street, Mansfield, Ohio, as follows:

(1) For sales by distributors to dealers the ceiling prices are those set forth below:

Quantities	Ceiling price (each)
1 or 2 units.....	\$123.93
3 to 5 units.....	121.13
6 or more units.....	118.23

These ceiling prices include the charge for the five year warranty. They are f. o. b. seller's warehouse. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order the above prices are f. o. b. dealer's city. In all other respects they are subject to each seller's customary terms, discounts, allowances

and other price differentials in effect on sales of similar articles.

(2) For sales by dealers to ultimate consumers the ceiling price is \$203.95 each. This price includes delivery, installation and the five year warranty. Delivery and installation means delivery and installation to electric and plumbing facilities to be provided by the consumer so that the washing machine is ready for use. Installation also includes a home instruction course on Laundromat operation to be given in the consumer's home by a demonstrator or instructor provided by the retail seller. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The five year warranty which all the prices listed in subparagraphs (1) and (2) above include, consists of a one year warranty that the Laundromat and all parts thereof are free from defects in material or workmanship under normal use and service and a guarantee to the original purchaser at retail to replace the automatic transmission free of charge at any time up to and including December 31st of the fifth year after the year of manufacture, if it becomes inoperative due to defects in factory workmanship or material.

(b) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of the washing machine covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5094; Filed, Mar. 27, 1946;  
11:45 a. m.]

[MPR 86, Order 53]

CLIPPER WASHING MACHINE AND MFG. CO.  
OF NEVADA INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Maximum Price Regulation No. 86; It is ordered:

(a) This order establishes ceiling prices for sales of the "Clipper" washing machine, manufactured by the Clipper Washing Machine and Manufacturing Company of Nevada Inc., 4955 Santa Monica Boulevard, Los Angeles, Calif.



(1) The manufacturer's ceiling prices for sales to distributors and dealers shall be as follows:

Article	Ceiling prices for sales by the manufacturer to—	
	Distributors	Dealers
Clipper washing machine with pump	\$59.20	\$69.20
Clipper washing machine without pump	53.82	62.90

These prices are f. o. b. factory.

(2) The ceiling prices for all sales by dealers are as follows:

*Article and Ceiling Prices for Sales to Consumers*

Clipper washing machine with pump	\$109.95
Clipper washing machine without pump	99.95

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86, shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5077; Filed, Mar. 27, 1946;  
11:41 a. m.]

[RMPR 86, Order 55]

HAMILTON MANUFACTURING CO.

*APPROVAL OF MAXIMUM PRICES*

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Models 600E, 800E and 700G automatic clothes dryers manufactured by Hamilton Manufacturing Company, Two Rivers, Wisconsin.

(1) Distributors' ceiling prices for sales to dealers are as follows:

*Article and Ceiling Prices for Sales to Dealers*

Model 600E:	\$113.98 each.
Model 800E:	\$113.98 each.
Model 700G:	\$119.98 each.

No. 62—4

These prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city. In all other respects they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) The ceiling prices for all sales by dealers to ultimate consumers are as follows:

*Article and Ceiling Prices for Sales to Ultimate Consumers*

Model 600E:	\$189.95 each.
Model 800E:	\$169.95 each.
Model 700G:	\$199.95 each.

These prices include delivery, a one-year warranty, and installation where the installation requires only that the dryer be connected to the facilities provided by the purchaser and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pig tail") is required and is furnished by the retail dealer, he may add \$3.50 to the above OPA retail ceiling prices. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on the sale of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All of the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5079; Filed, Mar. 27, 1946;  
11:41 a. m.]

[MPR 86, Order 54]

CENTRAL RUBBER & STEEL CORP.

*APPROVAL OF MAXIMUM PRICES*

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 14 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales by dealers to consumers of the "Woman's Friend" washing machine, manufactured by the Central Rubber & Steel Corporation, Western Avenue, at Lima Street, Findlay, Ohio, as follows:

Article	Model	Ceiling prices for sales to consumers
Wringer-type washer with pump.	Woman's Friend—Ruby.	Each \$80.50
Wringer-type washer without pump.	do.	70.50

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines by this order, except to the extent that those provisions are modified by this order.

(c) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86, shall apply to the terms used herein.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March, 1946.

Issued this 27th day of March, 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5078; Filed, Mar. 27, 1946;  
11:41 a. m.]

[Rev. SO 119, Amdt. 1 to Order 93]

E. INGRAHAM CO.

*ADJUSTMENT OF MAXIMUM PRICES*

For the reasons set forth in an accompanying opinion, filed with the Division of the Federal Register and pursuant to Revised Supplementary Order 119, *It is ordered:*

That paragraph (b) (2) of order No. 93 under Revised Supplementary Order 119 be amended to read as follows:

(2) *Wholesaler's ceiling prices.* Wholesalers' maximum prices for sales of clocks which the manufacturer has sold at prices adjusted under this order shall be the maximum retail prices determined in accordance with the paragraph immediately above less 37½% for sales in case lots and less 35% for sales in less than case lots.

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5074; Filed, Mar. 27, 1946;  
11:40 a. m.]

[Rev. SO 119, Rev. Order 60]

VOSS BROS. MFG. CO.

*ADJUSTMENT OF CEILING PRICES*

Order No. 60 under Revised Supplementary Order No. 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed



with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) This order establishes ceiling prices for sales by the manufacturer of the line of washing machines manufactured by Voss Bros. Manufacturing Company, 1355 W. 2nd Street, Davenport, Iowa, and for resales of the five models of washing machines listed in subparagraph (3) below.

(1) The manufacturer shall determine his ceiling prices for each model of washing machine he produces in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that he shall increase his ceiling prices for each model by 12.4 percent instead of 7.7 percent as provided in section 5.

The additional adjustment charge in excess of the industry reconversion adjustment of 7.7 percent may be made and collected only if it is separately stated by the manufacturer on each invoice to each purchaser for resale at wholesale on or after the effective date of this revised order, as follows:

Additional OPA adjustment under RSO No. 119—\$-----

(2) (i) Distributors who sold washing machines manufactured by the same manufacturer during the period October 1-15, 1941 shall determine their ceiling prices for sales to dealers of each of the five models of washing machines manufactured by Voss Bros. Manufacturing Company and listed in subparagraph (3) below as follows:

A distributor's ceiling price for sales in each zone of each model to each class of purchasing dealer shall be the sum of (1) the "additional OPA adjustment under RSO 119" which is separately stated on his purchase invoice, and (2) the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him, (exclusive of the separately stated adjustment under this order) and the dealer's price to ultimate consumers in that zone (less the manufacturer's separately stated adjustment under this order) as the distributor received during the period October 1-15, 1941 in connection with the sale of the most comparable model produced by the same manufacturer and sold by the distributor to the same class of purchasing dealer.

(ii) A distributor who did not during the period October 1-15, 1941 sell any washing machines produced by the same manufacturer shall determine his ceiling price for sales of a particular model to a particular class of dealer by taking the ceiling price established under subparagraph (i) above for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) had established a ceiling price for sales of the identical model of washing machine to the same class of purchaser, and (b) is the same general class of seller, and

(c) is located nearer to the distributor than any other seller who meets requirements (a) and (b) of this rule.

(iii) These ceiling prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city. In all other respects, these ceiling prices are subject to each distributor's customary terms, discounts, allowances and other conditions of sale applied by him on sales of similar articles during the period October 1-15, 1941 inclusive.

(3) The ceiling prices for sales by dealers in each zone for the models of washing machines listed below are as follows:

Model No.:	Dealers' ceiling prices to consumers		
	Wringer-type washing machines		
	Zone 1	Zone 2	Zone 3
	Each	Each	Each
41-A-----	\$60.95	\$65.95	\$70.95
41-B-----	71.15	76.15	81.15
41-C-----	81.35	86.35	91.35
41-CP-----	91.50	96.50	101.50
41-CG-----	107.20	112.20	117.20

These ceiling prices are subject to each dealer's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 are as follows:

Zone 1—Illinois, Iowa, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin.

Zone 2—Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Georgia, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia.

Zone 3—Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, Washington, Wyoming, and Florida.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order. The ceiling prices established by this order supersede those established by Order No. 14 under Maximum Price Regulation No. 86 and Order No. 60 under Revised Supplementary Order No. 119.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5073; Filed Mar. 27, 1946; 11:40 a. m.]

[Rev. SO 119, Order 129]

WEBER SHOWCASE & FIXTURE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Weber Showcase and Fixture Company, Inc., 5700 Avalon Boulevard, Los Angeles 54, California, may compute its adjusted ceiling prices for all Soda Fountains which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 4 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on



that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that Section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5072; Filed, Mar. 27, 1946;  
11:40 a. m.]

[SO 133, Order 25]

WYANDOTTE OPTICAL CO., INC.  
ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and pursuant to sections 4 and 6 of Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's ceiling prices.* Wyandotte Optical Company, Inc. of 804-6 Grand Avenue, Kansas City 13, Missouri, may increase its maximum prices established under Maximum Price Regulation No. 188, to each class of purchaser, which were in effect prior to the effective date of this order, for its sales of single vision and bifocal spectacle lenses which it manufactures, by 4.5 percent.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at ceiling prices adjusted under this order shall determine their resale ceiling prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his resale ceiling price by adding to his invoice cost the same mark-up which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a resale ceiling price in this way need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his resale ceiling price for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If the purchaser for resale cannot determine his resale ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Resale ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of or before the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the manufacturer shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(d) *Statement to be submitted to the Office of Price Administration.* The manufacturer shall file a report with the Office of Price Administration, Washington, D. C., as required by section 5 of Supplementary Order No. 133.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5075; Filed, Mar. 27, 1946;  
11:40 a. m.]

[RMPR 136, Order 592]

J. B. BROADDUS

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, it is ordered:

(a) J. B. Broaddus, 919 Sophia Street, Fredericksburg, Virginia, may sell, f. o. b. plant, each Broaddus trailer described in subparagraph (1) below, at a price not to exceed \$135.00 plus federal excise tax and state and local taxes on its sale or delivery of the trailer, and the cost of transporting the trailer to the purchaser, if any.

(1) *Description.*

Jay-Bee, Model No. 1946; two-wheel cargo trailer; all steel welded construction; 6' long x 4' wide x 1' high; one ton capacity; equipped with 6.00 x 16 synthetic tires, drop tall gate, safety chains, leave springs, trailer hitch, fenders, four stake pockets, double draw bar, paint.

(b) J. B. Broaddus is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price.* \$180.00.

(2) *Charges—(i) Transportation expense.* A charge to cover transportation expense, if any, not to exceed the actual rail freight charge for the transportation of the trailer from the factory at Fredericksburg, Virginia, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) *Federal excise tax.* A charge for Federal excise tax equal to the charge made by the manufacturer to cover such tax on the new trailer.

(iii) *State and local taxes.* A charge equal to the reseller's expense for state and local taxes on the resale of the new trailer.

(c) A reseller of Broaddus trailers in any of the territories or possessions of the United States is authorized to sell each of the trailers described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for: payment of territorial and insular taxes on the purchase, sale or introduction of the trailers; export premium; boxing and crating for export purposes; marine and war risk insurance; landing, wharfage and terminal operations.

(d) J. B. Broaddus shall furnish to the Automotive Branch, Office of Price Administration, Washington, D. C., not later than August 31, 1946, detailed total unit costs, computed as specified in Section 10 of Maximum Price Regulation 136, based on actual production during February, March, April, May, June and July 1946.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge



because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications, or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5080; Filed, Mar. 27, 1946;  
11:41 a. m.]

[SO 142, Order 58]

CHICAGO PUMP CO.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 58 Under Supplementary Order No. 142. Adjustment provision for sales of industrial machinery and equipment. Chicago Pump Company. Docket No. 6083-S. O. 142-136-216.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, It is ordered:

(a) The maximum prices for sales by the Chicago Pump Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 17.2% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136.4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Chicago Pump Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such action shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5076; Filed, Mar. 27, 1946;  
11:41 a. m.]

[MPR 188, Order 4930]

FORGIONE FAN CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Forgione Fan Company, 1585 Madison Avenue, Memphis, Tenn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesaler, mill, electric motor, restaurant and hotel or store equipment	Industrial, commercial, or institutional users (3 units or more)	Industrial, commercial, or institutional users (less than 3 units)	Users other than commercial, industrial, or institutional
24" steel window fan.....	224	Each \$33.15	Each \$49.73	Each \$56.36	Each \$66.31

These maximum prices are for the articles described in the manufacturer's application dated February 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days. Only the exact amount of Federal Excise Tax may be added that the particular seller is required to pay.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Ceiling Price for Users Other Than Commercial, Industrial or Institutional—\$66.31

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5084; Filed, Mar. 27, 1946;  
11:43 a. m.]

[MPR 188, Order 4929]

STANDARD STEEL EQUIPMENT CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, and section 12 of Revised Supplementary Order No. 119, It is ordered:

(a) This order establishes maximum prices for sales and deliveries of steel lockers manufactured by the Standard Steel Equipment Company, 117-20 Fourteenth Road, College Point, Long Island, N. Y., as follows:

(1) For all sales and deliveries to the following classes of purchasers by all sellers, the maximum prices are those set forth below:

Article	Size	Maximum price to—	
		Dealer	User
Box locker 6 high standard interior equip., one wide with cabinet lock (3 point locking device) and 2 keys.	12 x 12 x 12..... 12 x 15 x 12.....	Each \$2.08 2.13	Each \$2.45 2.52
Locker, double tier, standard legs, standard interior equip., one wide, with 3 hooks, without lock.	12 x 12 x 36..... 12 x 15 x 36..... 12 x 18 x 36..... 15 x 15 x 36..... 15 x 18 x 36..... 18 x 18 x 20.....	3.43 3.59 3.77 3.88 4.13 4.44	4.16 4.37 4.55 4.72 4.97 5.21



Article	Size	Maximum price to—	
		Dealer	User
Locker, single tier, standard legs, standard interior equip., one wide with hat shelf, 3 hooks without lock.	12 x 12 x 60	\$5.39	\$6.54
	12 x 15 x 60	5.63	6.86
	12 x 18 x 60	5.95	7.21
	15 x 15 x 60	6.16	7.45
	15 x 18 x 60	6.47	7.84
	18 x 18 x 60	7.07	8.43
	12 x 12 x 72	5.95	7.24
	12 x 15 x 72	6.30	7.59
	12 x 18 x 72	6.61	8.01
	15 x 15 x 72	6.85	8.26
Locker, single tier, standard legs, standard interior equip., one wide with hat shelf, 3 hooks without lock.	15 x 18 x 72	7.17	8.64
	15 x 21 x 72	7.59	9.06
	18 x 18 x 72	7.80	9.38
Box locker, 6 high, standard interior equip., 2 or more wide, cabinet lock (3 point locking device) with keys.	18 x 21 x 72	8.19	9.76
	12 x 12 x 12	1.96	2.31
	12 x 15 x 12	2.03	2.38
Locker, double tier, standard legs, standard interior equip., 2 or more wide, with 3 hooks without lock.	12 x 12 x 36	3.15	3.85
	12 x 15 x 36	3.22	3.95
	12 x 18 x 36	3.39	4.06
	15 x 15 x 36	3.57	4.37
	15 x 18 x 36	3.74	4.48
	15 x 18 x 36	4.13	4.79
	12 x 12 x 60	4.83	5.91
	12 x 15 x 60	5.04	6.12
	12 x 18 x 60	5.25	6.37
	15 x 15 x 60	5.56	6.72
Locker, single tier, standard legs, standard interior equip., 2 or more wide, with hat shelf and 3 hooks, without lock.	15 x 18 x 60	5.77	7.00
	18 x 18 x 60	6.37	7.59
	12 x 12 x 72	5.25	6.54
	12 x 15 x 72	5.60	6.75
	12 x 18 x 72	5.81	7.03
	15 x 15 x 72	6.16	7.45
	15 x 18 x 72	6.40	7.70
	15 x 21 x 72	6.72	8.01
	16 x 18 x 72	7.00	8.43
	18 x 21 x 72	7.31	8.75

These maximum prices are for the articles described in the manufacturer's application. They are net cash, f. o. b. factory, and refer to a knock-down unit. For these same articles, when sold on an installed, set-up basis, an installation charge in the amount of twenty-five percent of the article's maximum price to the particular purchaser added to each such maximum prices.

To the prices set forth above, any seller of the articles enumerated in this order may add an adjustment of no more than 8.13 percent of each such maximum price.

These adjusted prices apply to all sales and deliveries by the manufacturer after the effective date of this order. For resellers, such adjusted maximum prices apply on all sales and deliveries of articles which the manufacturer sells at an adjusted price permitted by this order.

(b) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(d) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(e) *Effective date.* This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5083; Filed, Mar. 27, 1946;  
11:42 a. m.]

[MPR 188, Amdt. 1 to Order 4 Under Order 6]

PROCTOR ELECTRIC CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

Order No. 1 under section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation 188 is amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) The manufacturer is required to determine distributors' ceiling prices for articles covered by this order and to notify each distributor of his ceiling prices at or prior to the time of the first invoice to the distributor. The manufacturer shall determine distributors' ceiling prices for the articles for which uniform retail ceiling prices are fixed by this order which will reflect the following discounts from those retail ceiling prices, exclusive of the Federal excise tax included in them:

- (1) 33% for sales in quantities of 1 to 5.
- (2) 38% for sales in quantities of 6 and over.

In addition, a distributor may collect the amount of the Federal excise tax paid to the manufacturer.

This amendment shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5061; Filed, Mar. 27, 1946;  
11:37 a. m.]

[MPR 188, Amdt. 1 to Order 4879]

AMERICAN LAMP & SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, it is ordered, That Order No. 4879 under § 1499.158 of Maximum Price Regulation 188 be and it hereby is amended in the following respect:

(a) Paragraph (a) (1) is amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer—		For sales by any person to consumers
		Jobbers	Retailers	
Bronze plated metal 6-way floor lamp with glass diffuser	2000	\$7.22	\$8.50	Each \$15.30
Bronze plated metal 3-way student floor lamp with glass diffuser	2001	6.80	8.00	14.40
Bronze plated metal 3-way junior floor lamp with glass diffuser	2002	6.80	8.00	14.40
Bronze plated metal torcher with glass reflector	2003	8.29	9.75	17.55

(b) All other provisions of Order No. 4879 under Maximum Price Regulation 188 remain unchanged.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

(d) This amendment shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5081; Filed, Mar. 27, 1946;  
11:42 a. m.]

[MPR 200, Order 15]

O'SULLIVAN RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of the men's molded brown and leather color plastic half soles made in part of rubber, which are manufactured by the O'Sullivan Rubber Company, Winchester, Virginia. This order also establishes maximum prices for shoe repairmen's sales (unattached) of these O'Sullivan men's molded plastic half soles.

(b) *Manufacturer's and wholesalers' maximum prices.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade of the men's molded plastic half soles described in paragraph (a) shall be as follows:

O'SULLIVAN MEN'S MOLDED BROWN AND LEATHER COLOR PLASTIC DRESS SHOE HALF SOLES

[Per dozen pairs]

Iron	Size	To shoe repairmen (list)	To wholesalers (net)
10 1/4	7	\$5.45	\$4.09
10 1/4	11	5.75	4.31
10 1/4	13	6.00	4.50
12	7	5.60	4.20
12	11	5.95	4.46
12	13	6.20	4.65

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to



shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Shoe repairmen's maximum prices.* The maximum prices for sales by shoe repairmen of the unattached soles described in paragraph (a) shall be 40% of the maximum price established under Revised Maximum Price Regulation 165, or by an area pricing order under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation 165 for shoe repairmen's sales of the attached soles.

(d) *Notification of maximum prices.* With or prior to the first delivery to a shoe repairman or wholesaler of any of the soles covered by this order the seller shall notify the buyer in writing that the maximum prices for shoe repairmen's sales of the unattached soles to consumers shall be 40% of the maximum prices established under Revised Maximum Price Regulation 165 or by an area pricing order under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation 165 for shoe repairmen's sales of the attached soles. If the buyer is a wholesaler of the soles covered by this order, the seller shall also notify the wholesaler in writing of the maximum prices applicable to his resales as established by paragraph (b) of this order. This notification shall include a statement that the wholesaler is required to notify any purchaser to whom he sells that the maximum prices for the shoe repairmen's sales of the unattached soles to consumers shall be the maximum prices for sale of unattached soles as established by paragraph (c) of this order.

(e) All provisions of Maximum Price Regulation 200 that are not inconsistent with this order shall be applicable to sales covered by this order.

(f) This order may be revoked or amended by the Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5062; Filed, Mar. 27, 1946;  
11:37 a. m.]

[MPR 367, Order 22]

LEWIS FOOD CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 4, 1946, Lewis Food Company, 817 East 18th Street, Los Angeles, California, filed an application for the establishment of maximum prices on sales of the pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods, both packed in 15-

ounce tins, 48 tins per case, and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-367-10-25.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599, and pursuant to the provisions of section 10 of Maximum Price Regulation No. 367, it is ordered:

(a) That Lewis Food Company may sell and deliver, and agree, offer, solicit and attempt to sell and deliver, the pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods to peddler truck operators, wholesalers or retailers at prices not in excess of those stated in paragraph (b) of this order. Any person who is a peddler truck operator, a wholesaler or a retailer, may buy and receive, and agree, offer, solicit and attempt to buy and receive the said pet food products containing horsemeat at such prices from Lewis Food Company.

(b) That the maximum prices for "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods shall be:

(1) For sales made by Lewis Food Company as follows:

(i) To peddler operators, wholesalers, or retailers, f. o. b. the seller's plant:

Lewis Deluxe Brand: \$4.60 per case of 48 15-oz. tins.  
Dr. Ross Quality Brand: \$4.15 per case of 48 15-oz. tins.

(ii) To retailers, delivered to their place of business:

Lewis Deluxe Brand: \$4.82 per case of 48 15-oz. tins.  
Dr. Ross Quality Brand: \$4.37 per case of 48 15-oz. tins.

(2) For sales made by a peddler truck operator shall be:

(i) Lewis Deluxe Brand—\$4.82 per case of 48 15-oz. tins; Dr. Ross Quality Brand—\$4.37 per case of 48 15-oz. tins; plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

(3) For sales made by a wholesaler shall be determined pursuant to the provisions of Maximum Price Regulation No. 421.

(4) For sales made by a retailer in Group 3 or Group 4 shall be determined pursuant to the provisions of Maximum Price Regulation No. 422.

(5) For sales made by a retailer in Group 1 or Group 2 shall be determined pursuant to the provisions of Maximum Price Regulation No. 423.

(c) That the permission granted to Lewis Food Company in this order is subject to the following conditions:

(1) The pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods must conform to the specifications set forth in the respective formulae

filed with the Office of Price Administration, Washington, D. C., by Lewis Food Company, in conjunction with the filing of the application for this order.

(2) Lewis Food Company shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of the said products with a notice in the following form:

Date \_\_\_\_\_

The Office of Price Administration has authorized Lewis Food Company to sell "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet food at or below the following maximum prices:

To peddler-truck operators, wholesalers, or retailers, f. o. b. our plant:

Lewis Deluxe Brand: \$4.60 per case of 48 15-oz. tins.  
Dr. Ross Quality Brand: \$4.15 per case of 48 15-oz. tins.

To retailers, delivered to their place of business:

Lewis Deluxe Brand: \$4.82 per case of 48 15-oz. tins.  
Dr. Ross Quality Brand: \$4.37 per case of 48 15-oz. tins.

If you are a peddler-truck operator, the maximum prices at which you may sell these products are:

Lewis Deluxe Brand \$4.82 per case of 48 15-oz. tins  
Dr. Ross Quality Brand \$4.37 per case of 48 15-oz. tins

plus actual freight costs incurred by you in acquiring the product, the total to be rounded to the nearest one-half cent.

If you are a wholesaler or retailer, you shall determine your maximum selling prices for these products in accordance with the provisions of Maximum Price Regulations Nos. 421, 422 or 423, whichever is applicable.

(d) All sales made under this order shall be subject to all applicable provisions of Maximum Price Regulation No. 367.

All prayers of the application not granted herein are denied.

This Order No. 22 may be revoked or amended by the Administrator at any time.

NOTE: This order has the prior written approval of the Secretary of Agriculture. (10 F.R. 9419)

This Order No. 22 shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5063; Filed, Mar. 27, 1946;  
11:37 a. m.]

[RMFR 499, Order 34]

MOVADO WATCH AGENCY, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported watches identified below may be sold to retailers and at re-



tail. These watches are imported by the Movado Watch Agency, Inc., 610 Fifth Avenue, New York 20, New York, hereinafter called the "importer."

(b) Maximum prices for sales to retailers and at retail. The maximum prices for sales by any person of the Movado watches identified below are as follows:

## MOVADO TEMPOMATIC WATCHES

Style	Description	Maximum price to retailers	Maximum retail price excluding Federal excise tax
46101	14K gold tempomatic 17 jewel, plain dial, center second	\$67.50	\$125.00
46101	14K gold tempomatic 17 jewel, gold or ruby dial, center second	70.50	147.00
46102	14K gold tempomatic 17 jewel, plain dial, center second	72.20	133.00
46104	14K gold tempomatic 17 jewel, plain dial, center second	74.50	138.00
46104	14K gold tempomatic 17 jewel, gold or ruby dial, center second	86.75	160.00
46105	14K gold tempomatic 17 jewel, plain dial, center second	80.05	148.00
46106	14K gold tempomatic 17 jewel, plain dial, center second	75.40	139.00
46106	14K gold tempomatic 17 jewel, gold dial, center second	88.05	163.00
46108	14K gold tempomatic 17 jewel, plain dial, center second	74.85	138.00
46151	14K gold tempomatic 17 jewel, plain dial, center second	80.90	150.00
16151	Stainless steel water-tight tempomatic 17 jewel, center second	33.00	61.00
16153	Stainless steel water-tight tempomatic 17 jewel, center second	32.80	61.00
16152	Stainless steel and 14K gold watertight tempomatic 17 jewel, center second	44.07	81.50

The above maximum retail prices are exclusive of the Federal excise tax of 10% or 20% in the case of watches selling at retail for more than \$65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 459.

(c) Notification. At, or prior to, the time of the first sale of the watches covered by this order to a purchaser for resale, the importer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices to retailers and to consumers and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, the importer shall include on every invoice covering a sale of these watches the following statement: Office of Price Administration Order No. 34 under Revised Maximum Price Regulation 499 establishes prices at which you may sell these watches.

This notification requirement supercedes the notification requirement in section 12 of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) Unless the context otherwise required the definitions set forth in section 2 of Revised Maximum Price Regulation 499 shall apply to the terms used herein.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5068; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 591, Amdt. 1 to Order 242]

CINCINNATI MANUFACTURING CO.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 242 under Maximum Price Regulation No. 591, is amended in the following respects:

1. Section (a) is amended to read as follows:

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of the Combination Aluminum Storm Sash manufactured by the Cincinnati Fly Screen Company of Cincinnati, Ohio, and as described in the company's application dated November 28, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(i) The list price per window opening set forth below, and

(ii) The actual cost of installation in no event to exceed \$2.00 per window opening.

2. Section (h) is deleted.

3. Section (l) is amended to read as follows:

(l) Cincinnati Fly Screen Company shall attach a tag to each item covered by this order containing substantially the following information:

"OPA Maximum Installed Price—\$-----

Plus actual cost of installation (Not exceeding \$2.00 per window opening)."

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5069; Filed, Mar. 27, 1946; 11:39 a. m.]

[MPR 592, Order 16]

CONCRETE AND CINDER BLOCKS AND CONCRETE BRICK PRODUCED IN WASHINGTON, D. C.

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register, and pursuant to section 17 of Maximum Price Regulation 592, It is ordered:

(a) The manufacturers' maximum yard and delivered prices for concrete and cinder blocks and concrete brick,

produced and delivered in the Metropolitan Area of Washington, D. C., more particularly described in paragraph (b) below, for the sizes and types of blocks and brick hereinafter set forth shall be as follows:

## MAXIMUM PRICES FOR CONCRETE AND CINDER BLOCKS (EACH)

Size	Yard price	Delivered price
<i>Hollow</i>		
4 x 8 x 12	\$0.07	\$0.075
6 x 8 x 12	.085	.095
8 x 8 x 12	.115	.125
12 x 8 x 12	.1775	.1925
4 x 8 x 16	.10	.105
8 x 8 x 16	.17	.1825
8 x 8 x 16, half regular	.085	.09
8 x 8 x 16, corners	.18	.1925
8 x 8 x 16, half corners	.09	.095
8 x 8 x 8	.085	.095
12 x 8 x 16	.25	.265
4 x 8 x 18	.10	.105
<i>Solid</i>		
4 x 8 x 12	.085	.095
8 x 8 x 12	.1475	.1625
4 x 8 x 16	.1350	.15
8 x 8 x 16	.235	.255
8 x 3 x 16	.085	.095

## MAXIMUM PRICE FOR STANDARD SIZE CONCRETE BRICK (PER M)

Yard price	Delivered
\$21.75	\$25.00

(b) The Metropolitan Area of Washington, D. C., as used in this order means the area located within a 13 air-mile radius of the zero milestone, District of Columbia.

(c) The maximum prices specified in paragraph (a) above, are subject to discounts, allowances, and price differentials at least as favorable as those in effect during March 1942 to purchasers of the same class.

(d) Order No. 3415 under § 1499.161 (a) (2) of Maximum Price Regulation 188, as amended, is hereby revoked.

(e) All requests of the application not granted herein are denied.

(f) This order may be revoked or amended by the Office of Price Administration at any time.

This Order No. 16 shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5070; Filed, Mar. 27, 1946; 11:39 a. m.]

[MPR 598, Order 15]

COOLERATOR CO.

## APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 13 of Maximum Price Regulation No. 598, It is ordered:

(a) This order establishes maximum prices for sales by distributors to dealers of the refrigerator models listed below, manufactured by the Coolerator Company, Duluth, Minnesota, as follows:

Model and Ceiling Prices for Sales to Dealers

DR-85: \$155.97 each.  
R-75-S: \$161.17 each.  
R-75: \$194.97 each.



These prices include the Federal excise tax and the five year warranty. They are f. o. b. distributor's warehouse. When, however, shipment is made directly from the manufacturer to the dealer pursuant to the distributor's order, these prices are f. o. b. dealer's city. A charge of \$3.50 may be added to the above ceiling prices for a refrigerator equipped with a left hand door. In all other respects, the above ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5071; Filed, Mar. 27, 1946;  
11:39 a. m.]

[MPR 188, Order 4928]

MODERN STEEL CO.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum net prices, for sales by any person to consumers of the following Steel Wall and Base Cabinets manufactured by Modern Steel Company, Geneva, Ill., and as described in the applications dated December 28, 1945 and February 27, 1946, shall be.

Model	Width	Height	Depth	Maximum net price to consumers
Wall cabinets, 18" high:				
218W	21	18	13	\$16.42
2418W	24	18	13	17.35
3018W	30	18	13	18.29
3618W	36	18	13	22.50
Wall cabinets, 30" high:				
X1530W-L	15	30	13	19.23
X1530W-R	15	30	13	19.23
1830W-L	18	30	13	18.29
1830W-R	18	30	13	18.29
2430W	24	30	13	21.10
2730W	27	30	13	22.04
3030W	30	30	13	22.98
3630W	36	30	13	29.81
X4230W	42	30	13	33.71

Furnished with bottom plates.

Model	Width	Height	Depth	Maximum net price to consumers
Wall cabinets, 30" high:				
X1536W-L	15	36	13	\$21.67
X1536W-R	15	36	13	21.67
X1836W-L	18	36	13	24.23
X1836W-R	18	36	13	24.23
X2136W	21	36	13	27.04
X2436W	24	36	13	30.21
X2736W	27	36	13	32.37
X3036W	30	36	13	34.71
X3636W	36	36	13	40.19
X4236W	42	36	13	46.15
Corner wall cabinets:				
2430CW	24	30	24	25.79
X2436CW	24	36	24	33.35
Bottom plates for wall cabinets:				
15BP				1.46
18BP				1.71
21BP				1.81
24BP				2.06
27BP				2.31
30BP				2.44
36BP				2.81
X42BP				3.04
CWBP				4.15
Utility and implement cabinets:				
2180U	21	84	13	48.58
X2180DU	21	84	24 1/2	62.94
2180L	21	84	13	44.69
X2180DL	21	84	24 1/2	58.92
X2180U	21	90	13	58.69
X2180DU	21	90	24 1/2	71.35
X2180L	21	90	13	54.81
X2180DL	21	90	24 1/2	69.42
Pot and pan cabinets:				
2180PAP	21	84	13	54.06
2180DPAP	21	84	24 1/2	70.23
X2180PAP	21	90	13	64.17
X2180DPAP	21	90	24 1/2	80.73
Base cabinets—cupboard and drawer:				
X1525C-L	15	34 1/2	24 1/2	23.02
X1525C-R	15	34 1/2	24 1/2	23.02
1825C-L	18	34 1/2	24 1/2	25.21
1825C-R	18	34 1/2	24 1/2	25.21
2125C	21	34 1/2	24 1/2	29.21
2425C	24	34 1/2	24 1/2	31.92
2725C	27	34 1/2	24 1/2	34.58
3025C	30	34 1/2	24 1/2	37.25
X3625C	36	34 1/2	24 1/2	41.27
Base cabinets—All draws:				
X1525D	15	34 1/2	24 1/2	32.15
1825D	18	34 1/2	24 1/2	34.08
2125D	21	34 1/2	24 1/2	36.40
2425D	24	34 1/2	24 1/2	39.10
X2725D	27	34 1/2	24 1/2	41.77
3025D	30	34 1/2	24 1/2	44.44
Corner base cabinets:				
4525CB-L	45	34 1/2	24 1/2	47.85
4525CB-R	45	34 1/2	24 1/2	47.85
Plate-warmer cabinet:				
X2425PW	24	34 1/2	24 1/2	160.71
Base cabinet—Tray or towel—Custom built to any dimension 9" to 15" inclusive:				
TC-LorR	9 to 15	34 1/2	24 1/2	32.15
TC-LorR	9 to 15	34 1/2	24 1/2	32.15
Sink cabinets:				
X1825SC-L	18	34 1/2	24 1/2	21.44
X1825SC-R	18	34 1/2	24 1/2	21.44
X2125SC	21	34 1/2	24 1/2	22.17
2425SC	24	34 1/2	24 1/2	22.77
X2725SC	27	34 1/2	24 1/2	24.12
3025SC	30	34 1/2	24 1/2	24.83
3625SC	36	34 1/2	24 1/2	26.79
Sink fronts:				
X1825SF-L	18	34 1/2		\$16.08
X1825SF-R	18	34 1/2		16.06
X2125SF	21	34 1/2		17.42
X2425SF	24	34 1/2		18.75
X2725SF	27	34 1/2		20.08
X3025SF	30	34 1/2		21.44
X3625SF	36	34 1/2		24.10
X4225SF	42	34 1/2		25.94

Model	Width (inches)	Height (inches)	Maximum net price to consumers
Sink front bottom plates and returns:			
X18SBP			\$2.76
X21SBP			2.85
X24SBP			3.04
X27SBP			3.35
X30SBP			3.67
XSFR			6.69
Fillers:			
1801WSF	1	18	1.40
1802WSF	2	18	1.52
1803WSF	3	18	1.58
1801WIF	1	18	1.71
1802WIF	2	18	1.98
1803WIF	3	18	2.06
3001WSF	1	30	1.83
3002WSF	2	30	1.96
3003WSF	3	30	2.02
3001WIF	1	30	2.31
3002WIF	2	30	2.56
3003WIF	3	30	2.75
X3601WSF	1	36	2.12
X3602WSF	2	36	2.19
X3603WSF	3	36	2.31
X3601WIF	1	36	2.44
X3602WIF	2	36	2.69
X3603WIF	3	36	2.85
3401BSF-L	1	34 1/2	1.85
3401BSF-R	1	34 1/2	1.85
3402BSF-L	2	34 1/2	1.96
3402BSF-R	2	34 1/2	1.96
3403BSF-L	3	34 1/2	2.02
3403BSF-R	3	34 1/2	2.02
3401BIF	1	34 1/2	2.44
3402BIF	2	34 1/2	2.69
3403BIF	3	34 1/2	2.85
8003BSF-L	3	84	4.40
8003BSF-R	3	84	4.40
8603BSF-L	3	90	4.94
8603BSF-R	3	90	4.94
1802WCF	2 x 2	18	2.56
3002WCF	2 x 2	30	2.92
X3602WCF	2 x 2	36	3.23
3402BCF	2 1/2 x 2 1/2	34 1/2	3.35
Trim moulding:			
TM10		3/4 face	5.35
XTME		3/4 face	0.79
XTME		3/4 face	2.03
End finishing panel:			
X1801EP	1	18 x 13	4.02
X3001EP	1	30 x 13	5.35
X3601EP	1	36 x 13	6.69
X3425BFP	1	30 1/2 x 34 1/2	6.69
Dishwasher cabinets:			
X2425DW	24	34 1/2	28.12
X4825DWL	48	34 1/2	45.54
X4825DWR	48	34 1/2	45.54
Linoleum counter tops—black only flat tops:			
Lineal foot			\$6.10
Minimum price			12.17
Corner for L or U shaped			18.87
Corner pipe chase cut-out			3.90
Full pipe chase cut-out			5.48
Radius end or corner			6.46
Tops with backsplash or less—black only:			
Lineal foot			7.92
Minimum price			15.85
Corner for L or U shaped			23.87
End splashers			6.31
Corner pipe chase cut-out			5.48
Full pipe chase cut-out			10.35
Window cut-out in backsplash			7.31
Tops with backsplash 4" to 8" black only:			
Lineal foot			9.12
Minimum price			18.29
Corner for L or U shaped			27.79
End splashers			7.31
Corner pipe chase cut-out			12.17
Full pipe chase cut-out			8.54
Window cut-out in backsplash			
Laminated maple counter tops flat tops:			
Lineal foot			6.10
Minimum price per top			12.37
Corner for L or U shaped tops			18.87
Raised front edge (for tops up to 8' long) add.			5.48
Radius end or cut off corners			3.67
Small cutouts within top			7.31
Laminated maples top with 4" backsplash or less:			
Lineal foot			8.54
Minimum price per top			17.04
Corner for L or U tops			23.87
Coved back edge (for tops up to 8' long) add.			5.48
Laminated maple top with backsplash 4" to 8":			
Lineal foot			9.73
Minimum price per top			19.48
Corner for L or U tops			27.27
Coved back edge (for tops up to 8' long) add.			5.48
Wall cabinet accessories:			
CW			2.25
15CU			2.56
18CU			2.56



Wall cabinet accessories—Continued.	Maximum net price to consumers
21CU	\$2.56
24CU	2.56
27CU	3.15
30CU	3.15
36CU	3.15
SLF	7.50
SLS	7.50
133-CS	10.04
246US	3.48
3006US	4.23
3606US	5.17
4206US	6.00
2413US	6.94
3013US	8.35
3613US	10.31
4213US	12.00
Base cabinet accessories:	
ASR-9	.79
ASR-12	
15-BB	4.27
18-BB	5.23
18FMS	8.02
15CT	4.58
18CT	4.94
24CT	
6TS	2.00
9TS	2.69
15CB	3.90
18CB	4.02
21CB	4.27
24CB	4.69
GRR	7.69
GRL	7.69
TOR	5.35
MGC	4.02
15VE	
18VB	6.04
24TI	12.71
15WSL	3.90
18WSL	3.90
21WSL	3.90
24WSL	4.69
27WSL	4.69
30WSL	4.69
X-LD	9.62
X-CL	10.04
1225BES	26.79

(b) The maximum net prices, f. o. b. point of shipment for sales to jobbers by any person shall be the maximum prices specified in (a) above less successive discounts of 40 and 20 percent.

(c) The maximum net prices, f. o. b. point of shipment for sales to dealers by Modern Steel Company shall be the maximum prices specified in (a) above less successive discounts of 40 and 11 percent.

(d) The maximum net prices, f. o. b. point of shipment for sales to dealers by any person other than Modern Steel Company shall be the maximum prices specified in (a) above less a discount of 40 percent.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251, as amended.

(f) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(g) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) Modern Steel Company shall attach a tag to each Steel Wall and Base

Cabinet covered by this order, containing the following:

OPA maximum consumer price uninstalled \$-----

(i) This order revokes Order No. L-2568 issued January 9, 1946.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5082; Filed, Mar. 27, 1946;  
11:42 a. m.]

[SO 142, Order 61]

GILL GLASS AND FIXTURE CO.

#### DETERMINATION OF MAXIMUM PRICES

Order No. 61 Under Supplementary Order No. 142, Adjustment provisions for sales of industrial machinery and equipment and specified mechanical building equipment; Docket No. 6083-S.O. 142-136-165.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, and to section 16 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum prices for sales by Gill Glass and Fixture Company, Philadelphia, Pennsylvania, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142 and by Maximum Price Regulation 591 shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 21% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136 the maximum price shall be computed under that section of the regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Gill Glass and Fixture Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5141; Filed, Mar. 27, 1946;  
4:35 p. m.]

[SO 142, Order 62]

STEARNS MANUFACTURING CO.

#### DETERMINATION OF MAXIMUM PRICES

Order No. 62 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment; Docket No. 6083-S. O. 142-136-71.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; It is ordered:

(a) The maximum prices for sales by the Stearns Manufacturing Company, Adrian, Michigan, of concrete machinery and repair parts for concrete machinery, shall be determined as follows:

(1) *Resellers.* The company shall increase the maximum list prices in effect just prior to the issuance of this order for resellers by 17.08% and shall deduct from the resultant maximum list prices all discounts, allowances and other deductions in effect to resellers just prior to the issuance of this order.

(2) *All other classes of purchasers.* The company shall increase the maximum list prices in effect to all other classes of purchasers by 13.66% and shall deduct from the resultant list prices all discounts, allowances and other deductions in effect to each class of purchaser just prior to issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Stearns Manufacturing Company, Adrian, Michigan, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollar-and-cents amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.



(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5142; Filed, Mar. 27, 1946;  
4:34 p. m.]

[RMFR 169, Amdt. 7 to Order 23]

#### ARIZONA

#### DESIGNATION AS CRITICAL SHORTAGE AREA WITH RESPECT TO BEEF AND VEAL CAR- CASSES AND WHOLESALE CUTS

Order No. 28 to Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. All references to "District Manager" are amended to read: "District Director".

2. The following paragraph is added to read as follows:

Pursuant to § 1364.405 (b), as amended, of Revised Maximum Price Regulation No. 169, I find that a critical shortage of meat has occurred in the State of Arizona because the local delivery allowances provided by the regulation are insufficient to cover the cost of transporting meat within that area. For this reason, in addition to the reasons set forth in the first paragraph, the State of Arizona is hereby designated a critical shortage area and the Regional Administrator for the VIIIth region, or any District Director authorized by him, may in writing authorize named sellers located in the State of Arizona to charge and receive for beef and veal carcasses and wholesale cuts and processed products sold to buyers in the State of Arizona, the actual added cost of local delivery in addition to the applicable maximum price. The "actual added cost of local delivery" is the difference between the seller's actual cost of delivery and the local delivery allowance specified in the regulation.

This amendment will become effective as of March 25, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5139; Filed, Mar. 27, 1946;  
4:34 p. m.]

[SO 94, Order 109]

#### CERTAIN WIRE CUTTERS

#### SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new wire cutter hereinafter described

may be sold and delivered by the War Assets Corporation or any other United States Government Agency, and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices for the hereinafter described new wire cutter manufactured by Manco Manufacturing Company and H. K. Porter, Inc., and of wire cutters of the same specifications made by other manufacturers shall be as follows:

Description	For all sales to wholesaler, f. o. b. shipping point	For all sales to retailer, f. o. b. shipping point	For all sales at retail
New wire cutter which is an Army adaptation of standard "O" center cut bolt cutters, 3/4" cutter, approximately 21 1/4" long including removable gripping hook, insulated handles, weight 5 lbs. (U. S. Army Specifications 17-199 & Federal Stock No. Eng. #41-2578-500-040)...	\$1.75	\$2.35	\$3.50

(c) *Notification.* Any person who sells the wire cutter described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum price, and stating that the retailer is required by this order to attach to each cutter before sale a tag or label which plainly states a selling price not in excess of \$3.50.

(d) *Tagging.* Any person who sells the wire cutter described in paragraph (b) at retail shall attach to each cutter before sale a tag or label which plainly states a selling price not in excess of \$3.50 as follows:

OPA price, \$-----

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definition.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5208; Filed, Mar. 28, 1946;  
11:29 a. m.]

[RMFR 136, Order 594]

#### CAST IRON ROLLS

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of Revised Maximum Price Regulation 136, it is ordered:

Subject to agreement with their purchasers, and further subject to the limitations stated below, manufacturers of cast iron rolls, which are required by rolling mills for the production of sheet metals, are hereby authorized to deliver or agree to deliver such cast iron rolls at prices which may be adjusted upward in accordance with the action to be taken by the OPA increasing the maximum prices for these products. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5136; Filed, Mar. 27, 1946;  
4:34 p. m.]

[MPR 188, Order 4925]

#### OFFICE, COMMERCIAL AND INSTITUTIONAL FURNITURE MADE WITH FULL TOP GRAIN LEATHER

#### MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *What this order does.* This order establishes a method whereby manufacturers of office, commercial and industrial furniture made with full top grain leather may determine their maximum prices for sales of these articles. It applies to a manufacturer of such articles only if:

(a) He has not, before the issuance of this order, established his maximum prices for such an article when covered with full top grain leather.

(b) During 1941, he sold or offered to sell the same article covered with both full top grain leather and either machine buffed or corrected top grain leather.

(c) He has a properly established current maximum price for the same article, covered with either machine buffed or corrected top grain leather.

If a manufacturer is able to use the method set forth in this order to determine his maximum prices, he may not use §§ 1499.157 or 1499.158 of Maximum Price Regulation No. 188 for that purpose.

Whenever used in this order the term manufacturer's price "during 1941" shall be taken to refer to lowest price at which the article was delivered or offered for delivery during 1941.

SEC. 2. *How to price under this order.* A manufacturer to whom this order applies shall compute the maximum price for his article covered with top grain leather by adding to his properly established maximum price for the article covered with either machine buffed or corrected top grain leather, the dollar



and cent differential in effect during 1941 between his prices for the same article covered with full top grain leather and either corrected top grain or machine buffed leather.

## EXAMPLE

## May 1941 selling price

Chair, Model 123 b  
Corrected top grain \$35.00  
Chair, Model 123 a  
Full top grain \$36.00

Differential, \$1.00

## March 1942 selling price

Chair, Model 123 b  
Corrected top grain \$37.00

## Calculated maximum price

Chair, Model 123 a  
Full top grain \$38.00

SEC. 3. *Reports to be filed.* A manufacturer who establishes his maximum price under section 2 (b) shall file a signed report with the Office of Price Administration, Durable Goods Price Branch, Washington 25, D. C., within ten days after he first offers the article for sale, which report shall set forth the following:

- (a) The date of the report.
- (b) The manufacturer's name and address.
- (c) The model number or other designation of the article.
- (d) The specifications of the article.
- (e) The selling prices in 1941 and during March 1942 of the article covered with machine-buffed, corrected top grain leather and full top grain leather.
- (f) The maximum price of the article made with full top grain leather, as calculated under this order.

SEC. 4. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

*Effective date.* This order shall become effective on the 2d day of April 1946.

NOTE: The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5199; Filed, Mar. 28, 1946;  
11:31 a. m.]

[MPR 188, Order 4927]

# OUTBOARD MOTORS (ELECTRIC OR GASOLINE OPERATED)

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is hereby ordered:

(a) *To whom this order applies.* This order applies to every manufacturer of Outboard Motors (Electric or Gasoline Operated) who was in business before March 31, 1942.

(b) *Maximum prices.* The maximum price for the sale of an Outboard Motor (Electric or Gasoline Operated) which

was included in the manufacturer's last published price list in effect before March 31, 1942, is the price stated for the sale of that article by the manufacturer to each class of purchaser in the price list.

(c) The maximum price for the sale of such an article if it was not included in the manufacturer's published price list must be fixed under the pricing provisions of Maximum Price Regulation No. 188.

(d) The maximum prices fixed by this order are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of these articles to each class of purchaser.

(e) This order does not affect maximum prices which have been specifically fixed or adjusted by another order of the Administrator.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 2d day of April 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-5200; Filed, Mar. 28, 1946;  
11:31 a. m.]

## Regional and District Office Orders.

[Region VI Order G-112 Under 18 (c),  
Amdt. 1]

## SOLID FUELS IN NORTH DAKOTA AND CERTAIN COUNTIES OF MINNESOTA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-112 under § 1499.18 (c) of the General Maximum Price Regulation, § 1340.247a (b) of Maximum Price Regulation No. 121, and § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Paragraph (c), *Maximum prices*, subparagraph (2), is hereby amended to read as follows:

(2) The maximum price for a delivered sale of North Dakota-produced lignite by an unequipped coal dealer, when delivery is made by a "for-hire" carrier, is hereby established at the total of an amount not in excess of the delivery rates of "for-hire" carriers as computed under paragraph (c) (1) plus a sum not in excess of the maximum price of such dealer's supplier as computed under the regulation applicable to the supplier's sales.

2. Paragraph (h), *Definitions*, subparagraph (9), is hereby amended to read as follows:

(9) "A for-hire carrier" is one who, for a compensation paid by the person he serves, transports by wagon or by motor vehicle solid fuel in which such carrier has no financial interest. The term does not apply to equipped coal dealers who transport solid fuel in their own conveyances to their purchasers.

This order may be amended, modified, or revoked at any time.

This Amendment No. 1 to Order No. G-112 shall be effective immediately.

Issued this 26th day of February, 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-5107; Filed, Mar. 27, 1946;  
11:50 a. m.]

[Region V Order G-2 Under RMPR 122,  
Amdt. 10]

## SOLID FUELS IN KANSAS CITY, MO.-KANS. AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, *It is ordered*, That Order No. G-2 under Revised Maximum Price Regulation No. 122 be, and the same is hereby amended, revised and corrected in the following respects:

1. Section (d) (1) is amended to read as follows:

Description of fuel	Maximum price per ton produced at—	
	Hand loading mines	All other mines
1. <i>High volatile bituminous coal produced at mines in district No. 10 (Illinois)</i>		
(A) Southern subdistrict (price groups 1, 2, and 8):		
(1) Lump; egg; all single-screened lump coals and all double-screened egg coals; bottom size larger than 2" (size groups 1, 2, and 3)		\$9.75
(B) Belleville and central subdistricts (price groups 10, 12, 13, and 16 through 23):		
(1) Lump; egg; all single-screened lump coals and all double-screened egg coals; bottom size larger than 2" (size groups 1, 2, and 3)	\$8.35	8.05
(2) Lump; egg; stove; all single-screened lump coals; bottom size 2" or less; all double-screened egg and stove coals, top size larger than 1½" and bottom size larger than ¾", but not exceeding 2" (size groups 4, 5, 6, and 8)	8.10	7.85

2. Section (d) (1) III (A) (2) is amended to read in part as follows:

(2) Nut: (Size Groups 5, 6 and 7).

3. Section (d) (1) III (B) (2) is amended to read in part as follows:

(2) Nut: (Size Groups 5, 6 and 7).

4. Section (d) (1) III (B) (6) is amended to read in part as follows:

(6) Nut: (Size Groups 5, 6 and 7).

5. Section (d) (2) (i) is amended to read as follows:

(i) "Cash" means payment on or before delivery. On sales involving the extension of credit no dealer in the area covered by this order, except in the area lying east of the city limits of Kansas City, Missouri, and north of U. S. Highway 40, which area includes Independence, Sugar Creek, Maywood, Fairmont, Englewood, and Fairland Heights, may charge more than 25¢ per ton in addition to the schedule prices. Dealers in the above excepted area may charge an



amount for the extension of credit not to exceed 5% of the net per ton cash price.

6. Section (d) (5) (ii) is amended by adding Size Group Number "7" to the sizes for "Nut" coals and changing the second paragraph of the description of Size Group Numbers to read as follows:

5, 6, and 7 Nut: all double-screened coals top size larger than 1 1/4" but not exceeding 3".

7. Section (n) is amended by renumbering the present paragraph numbered (16) to (17) and adding a new paragraph (16) to read as follows:

(16) A "Hand-loading mine" is an underground mine in which coal is loaded entirely by hand and without the aid of any mechanical means, such as loading machines or conveyors, inside the mine. (56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this the 14th day of January 1946.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 46-5042; Filed, Mar. 26, 1946;  
4:33 p. m.]

[Region V Order G-3 Under SO 119]

DAZEY CORP.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to sections 6, 14, and 16 of Revised Supplementary Order 119 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered.

(a) *What this order does.* This Order No. G-3 provides an adjustment in the maximum prices for the sale of houseware specialties manufactured by the Dazey Corporation of St. Louis, Missouri. The maximum prices for sales both by the manufacturer and resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase his base period prices on all houseware specialties which he manufactures by 13%.

(c) *Resellers.* The maximum prices on items manufactured by the Dazey Corporation on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which such reseller had in effect to such purchaser just prior to the issuance of this order by the same percentage amount by which his invoice cost of such item is increased.

(d) *Discounts and allowances.* The manufacturer and all resellers of the items covered by paragraph (b) must maintain the discounts and allowances and terms and conditions of sale which the manufacturer or such reseller had in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing, of permitted price increases allowed by this order for sales by resellers. This notification

may be given in any convenient form.

(f) *Relation to other orders.* This order supersedes any other order issued by the Office of Price Administration to the extent that it is inconsistent therewith. Nothing in this order shall relieve any seller of the tagging requirements of any other regulation or order.

(g) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued at Dallas, Texas, this 15th day of March 1946.

W. A. ORTH,  
Regional Administrator.

[F. R. Doc. 46-5040; Filed, Mar. 26, 1946;  
4:33 p. m.]

[Region V Order G-2 Under RMPR 122,  
Amdt. 11]

#### SOLID FUELS IN KANSAS CITY, MO.-KANS. AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, *It is ordered*, That Order No. G-2 under Revised Maximum Price Regulation No. 122 be, and the same is hereby amended, revised and corrected in the following respects:

Paragraphs (A) and (B) of section (d) (1) II are amended to read as follows:

	Produced at—		
	Underground mines		Strip mines
	Machine cut	Solid shot	
II. Low volatile bituminous coal produced in district No. 14 (Arkansas and Eastern Oklahoma)			
(Size groups descriptions will be found in section (d) (5))			
(A) Production group 1: "Arkansas Anthracite" from mines in Pope County and the Spadra Field of Johnson County, Ark.:			
(1) Grate; furnace; egg; (Size groups 6, 7, and 8).....	\$13.55	-----	\$12.95
(2) Small egg; stove; nut; (size groups 9, 10, and 11).....	14.05	-----	13.15
(3) Range; chestnut; (size groups 12 and 13).....	12.55	-----	12.00
(B) Production groups 2 and 3: From mines in the Paris Basin and the Denning-Coal Hill and Altus fields of Logan, Franklin and Johnson Counties, Ark.:			
(1) Lump; (size groups 3, 3A, 4, and 5) grate; furnace; egg; (size groups 6, 7, and 8).....	13.50	-----	11.25
(2) Chestnut (washed); top size 1 1/2", bottom size 3/4" or less.....	10.25	-----	-----
(3) Screenings (washed); 3/8" x 0.....	8.25	-----	-----

Supplementary Order No. 3 issued by the Regional Administrator December 31, 1945, insofar as said Supplementary Or-

der No. 3 affects Order G-2, is hereby revoked.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 8th day of February 1946.

J. BRYAN MILLER,  
Acting Regional Administrator.

[F. R. Doc. 46-5043; Filed, Mar. 26, 1946;  
4:33 p. m.]

[San Antonio Order G-1 Under Gen. Order 68]

#### BUILDING MATERIALS IN BEXAR COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Bexar County, Texas.

SEC. 2. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. 4. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.



7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 24, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 18th day of January 1946.

C. T. GIESEN,  
District Director.

#### APPENDIX A

Maximum prices for sales of specified items of Building Materials when such sales are made in Bexar County, Texas, to Building Contractors or other ultimate users

Name of item	Basic unit	Maximum price f. o. b. plant, yard siding, or store, or delivered in free delivery zone
Plaster, hard wall	Ton	\$20.50
Plaster, hard wall	100# bag	1.10
Plaster, gauging	Ton	26.35
Plaster, gauging	100# bag	1.30
Plaster, moulding	Ton	25.00
Keene's cement	Ton	35.00
Keene's cement	100# bag	1.95
Finishing lime	100# bag	.57½
Metal lath, 2.5 pounds, painted diamond, mesh copper bearing	Sq. yd.	.31
Metal lath 3.4 pounds, galvanized	Sq. yd.	.32
Portland cement, standard paper bags	Bag	.80
Portland cement, standard, cloth bag	Bag	.85
Masonry Mortar	Sack	.75
Mason's hydrated lime	Bag	.60
Fire brick, 9" straight low temp (Texas)	1,000	83.50
Fire clay	100# bag	1.70
Clay drain tile, 4"	Ft.	.10
Clay drain tile, 6"	Ft.	.17
Clay lining 9 x 9	Ft.	.44
Flue lining 9 x 13	Ft.	.58
Flue lining 13 x 13	Ft.	.74
Gypsum wallboard, 5/8"	1,000 sq. ft.	45.00
Gypsum wallboard, 1/2"	1,000 sq. ft.	50.00
Gypsum sheathing, 1/2"	1,000 sq. ft.	45.00
Common brick, stiff mud	1,000	22.35
Common brick, dry press	1,000	25.00
Common brick, cement	1,000	23.45
Ready-mixed concrete, 1500# minimum (1-3-5)	Cu. yd.	6.95
Ready-mixed concrete, 2500# minimum (1-2-4)	Cu. yd.	7.90

1. A delivery charge not to exceed 20¢ per cubic yard per mile may be added to minimum prices hereinabove established for Ready-Mixed concrete. Distances shall be computed from seller's establishment from which delivery is made to the point of delivery.

2. Terms of sale for all of the commodities covered by this Appendix shall be 2% for cash within 10 days from date of sale, net 30 days.

3. Free delivery zone. The term "free delivery zone" as used in this order includes all points within the corporate limits of San Antonio, Olmos Park, Terrell Hills and Alamo Heights, Texas, and all points within a five mile radius of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all

commodities subject to this order with the exception of Ready-Mixed concrete:

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

5. Additions for the extension of credit. The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

[F. R. Doc. 46-5044; Filed, Mar. 26, 1946; 4:34 p. m.]

#### [Region VII Order G-28 Under RMPR 251] PAINTING, DECORATING AND PAPERHANGING SERVICES IN MONTANA

Order No. G-28 under Revised Maximum Price Regulation No. 251. Maximum prices for painting, decorating and paper hanging services in the State of Montana. Docket No. 7-251-9-29.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. What this order does. (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Montana.

(b) Definitions. (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political sub-divisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture, equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings, or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, stain-

ing, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. Geographical applicability. This Order No. G-28 applies to all of the State of Montana.

SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251. This order supersedes section 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Helena District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. Maximum prices. The maximum prices for services covered by this



order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in subsection I of this section. The maximum price of the materials used and of other permitted charges are given in subsection II of this section.

I. *Maximum labor.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE 1

MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A	Column B
Labor cost per hour	Maximum labor charge per hour straight time
\$1.00 or less	(1)
\$1.01 to \$1.04	\$1.65
\$1.05 to \$1.09	\$1.70
\$1.10 to \$1.14	\$1.80
\$1.15 to \$1.19	\$1.90
\$1.20 to \$1.24	\$1.95
\$1.25 to \$1.29	\$2.05
\$1.30 to \$1.34	\$2.10
\$1.35 to \$1.39	\$2.20
\$1.40 to \$1.44	\$2.25
\$1.45 to \$1.49	\$2.35
\$1.50 to \$1.54	\$2.45
\$1.55 to \$1.59	\$2.50
\$1.60 to \$1.64	\$2.60
\$1.65 to \$1.69	\$2.70
\$1.70 to \$1.74	\$2.75
\$1.75 to \$1.79	\$2.85
\$1.80 to \$1.84	\$2.95
\$1.85 to \$1.89	\$3.00
\$1.90 to \$1.94	\$3.05
\$1.95 to \$1.99	\$3.15
\$2.00 or more	(1)

<sup>1</sup> 160% of actual labor cost.

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one

man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are sub-contracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March 1942. If the seller acquired such special equipment after March 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-

town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification.*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business, showing the following:

- (1) The names and addresses of the seller and purchaser.
- (2) The location of the job.
- (3) The date the job was completed.
- (4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statement so furnished



shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

**SEC. 8. Records.** Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order showing the following:

- (1) The name and address of the purchaser.
- (2) The location of the job.
- (3) A copy of any and all contracts pertaining to each sale.
- (4) The time the job was commenced and completed.
- (5) A description of the services performed and materials used, and the quantities and prices of each.
- (6) The hours worked and labor charges by types and classes of labor.
- (7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

**SEC. 9. Filing and reporting of maximum prices.** (a) Each seller subject to this order shall, within 30 days after the effective day of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Helena District Office of the Office of Price Administration the following information:

- (1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.
- (2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.
- (3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.
- (4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March 1942, or which were thereafter established pursuant to the applicable maximum price regulation.
- (5) The hourly rate charged by self-employed painters, decorators or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section,

the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

**SEC. 10. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

**SEC. 11. Evasions.** Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used than is permitted by this order, shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

**SEC. 12. Less than maximum prices.** Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

**SEC. 13. Licensing.** The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

**SEC. 14. Revocation or amendment.** This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This order No. G-28 shall become effective March 1, 1946.

Issued this 18th day of February 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

[F. R. Doc. 46-5038; Filed, Mar. 26, 1946; 4:31 p. m.]

[Portland Order G-28 Under 18 (c)]

CERTAIN FIREWOOD IN JOHN DAY-CANYON CITY, OREG., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, General Order No. 32 and Order of Delegation No. 75, issued by the Regional Administrator of Region VIII; *It is hereby ordered, That:*

(a) The maximum prices as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation, or by any supplementary regulation thereto, for the sale and delivery of the types of firewood specified below in the John Day-Canyon City area in the state of Oregon are hereby adjusted so that the maximum prices therefor shall be:

Type of firewood	Maximum price per cord delivered to premises of buyer	
	16"	4'
Dead pine forest wood.....	\$12.00	\$10.50

(b) This Order No. G-28 supersedes until June 1, 1946, only Order No. G-4 under § 1499.18 (c) of the General Maximum Price Regulation, "Adjusted Maximum Prices for Certain Firewood in the John Day-Canyon City, Oregon, Area" issued on July 3, 1944, by the District Director of the Portland District Office of the Office of Price Administration. Such order will again cover the firewood prices in the area after May 31, 1946.

(c) *Definitions:* (1) The John Day-Canyon City area as herein used means that portion of Grant County, Oregon, which is within the city limits of the cities of John Day and Canyon City or within a fifteen mile radius of said city limits.

(d) This order shall become effective March 12, 1946, and shall expire May 31, 1946.

(e) No seller shall evade any of the provisions of this Order No. G-28 by changing the customary allowances, discounts, or other price differentials unless such change results in a lower price.

(f) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show:

- (1) The date of sale.
- (2) The name and address of the buyer and seller.
- (3) The quantity of firewood sold.
- (4) Description of firewood sold, in the same manner as it is described in this order.



(This shall include the kind of wood, i. e., hard, soft, or mixed, and length of pieces of wood.)

(5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.)

(6) The total price of wood, on the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, and stacking and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be available for inspection by the Office of Price Administration.

NOTE: The record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) This order may be revoked, amended, or corrected at any time.

Issued this 12th day of March 1946.

LEWIS J. BRONOUGH,  
Acting District Director.

[F. R. Doc. 45-5041; Filed, Mar. 28, 1946;  
4:33 p. m.]

[Wichita Order G-1 Under Gen. Order 68]  
**BUILDING MATERIALS IN WICHITA, KANS.,  
AREA**

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

**SECTION I. What this order does.** This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the area comprised within the City of Wichita, Kansas and a zone about the city extending two miles beyond the city limits.

**SEC. II. Definition of retail sales.** The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

**SEC. III. Maximum prices.** Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

**SEC. IV. The relation of this order to other regulations.** The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

**SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.**

**SEC. VI. Invoices and notification.** Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for

inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

**SEC. VII. Addition of increase in supplier's prices prohibited.** The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

**SEC. VIII. What this order prohibits.** Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.
2. Obtain higher than maximum prices by

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

**SEC. IX. Enforcement.** 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Wichita District Office of the Office of Price Administration.

**SEC. X. Building materials not covered by this order.** There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Max-

imum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Wichita District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Wichita, Kansas, this 22d day of January 1946.

H. O. DAVIS,  
District Director.

APPENDIX A

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED  
BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
<b>Cement:</b>		
Portland gray cement.	100# paper bag....	\$0.75
	100# cloth bag....	.85
White portland cement.	100# paper bag....	2.50
White portland cement-waterproof.	Paper bag.....	2.75
Hi-Early strength.	100# paper bag....	1.00
Mason's.	100# paper bag....	.65
Keene's.	100# paper bag....	1.75
<b>Lime:</b>		
Lump.	180# bbl. (wooden).	2.85
Hydrated.	50# bag (paper)....	.60
	10# bag (paper)....	.25
Finish.	180# bbl. (wood)....	3.25
	50# bag (paper)....	.75
<b>Plaster:</b>		
Wall.	100# bag (paper)....	1.00
Gauging.	100# bag (paper)....	1.30
Moulding.	100# bag (paper)....	1.30
Wood fibre.	100# bag (paper)....	1.00
	10# bag (paper)....	.25
<b>ne lining:</b>		
4 1/2 x 8 1/2.	Per linear foot....	.26
8 1/2 x 8 1/2.	Per linear foot....	.32
4 1/2 x 13.	Per linear foot....	.36
8 1/2 x 13.	Per linear foot....	.48
13 x 13.	Per linear foot....	.60
8 1/2 x 17 1/2.	Per linear foot....	.66
13 x 17 1/2.	Per linear foot....	.84
17 1/2 x 17 1/2.	Per linear foot....	1.04
<b>Wall coping:</b>		
9".	Per linear foot....	.28
13".	Per linear foot....	.38
18".	Per linear foot....	.60
<b>Sewer pipe:</b>		
4".	Per foot....	.22
6".	Per foot....	.29
8".	Per foot....	.50
10".	Per foot....	.70
12".	Per foot....	.90
15".	Per foot....	1.32
18".	Per foot....	1.86
21".	Per foot....	2.42
24".	Per foot....	3.25
<b>Drain tile:</b>		
4".	Per foot....	.10
6".	Per foot....	.14
8".	Per foot....	.26
<b>Sewer pipe connections:</b>		
4" els.	Each....	.80
4" T.	Each....	.80
4" Y.	Each....	.80
4" traps.	Each....	2.25
6" els.	Each....	1.25
6" T.	Each....	1.25
6" Y.	Each....	1.25
6" traps.	Each....	3.25
8" els.	Each....	2.05
8" T.	Each....	2.05
8" Y.	Each....	2.05
8" traps.	Each....	5.25
10" els.	Each....	2.75
10" T.	Each....	3.20
10" Y.	Each....	3.20
10" traps.	Each....	8.25
12" els.	Each....	3.60
12" T.	Each....	4.00
12" Y.	Each....	4.00
12" traps.	Each....	10.75



## APPENDIX A—Continued

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
Brick: Common	Per M or more	\$22.50
Each (small lots)		.02½
Fire	Per M or more	79.50
Each (small lots)		.09
Fire clay: 100#	100# bag	1.05
	Per lb. (small lots)	.01½
Concrete blocks (sand): 8 x 8 x 16	Per M	120.00
8 x 8 x 12	Per M	100.00
8 x 8 x 8	Per M	65.00
8 x 8 x 4	Per M	45.00
Reinforcing rods: ¾" deformed	100 ft.	3.00
1" deformed	100 ft.	4.00
1½" deformed	100 ft.	5.00
Metal lath, painted: Diamond mesh 2.2	Sq. yd.	.28
Diamond mesh 2.5	Sq. yd.	.30
Diamond mesh 3.0	Sq. yd.	.32
Diamond mesh 3.4	Sq. yd.	.33
Galv. diamond mesh 2.5	Sq. yd.	.34
Galv. diamond mesh 3.4	Sq. yd.	.38
Corner bead: Smooth	Lin. ft.	.03½
Expanded	Lin. ft.	.05
Gypsum board: ½" 4' x 8'	M sq. ft.	35.00
½" 4' x 12'	M sq. ft.	37.50
½" 4' x 16'	M sq. ft.	45.00
½" 4' x 20'	M sq. ft.	50.00
½" 4' x 24'	M sq. ft.	70.00
1" 4' x 8'	Per M	33.00
Rock lath ½"	Per M	28.00
Triple seal ½"	Per M	44.50
Roof units 1½"	Each	.10
Roof units 1½"	Each	.15
Roof units 2"	Each	.18½
Gypsum board partitions: 3 x 12 x 30	Sq. ft.	.10
4 x 12 x 30	Sq. ft.	.12
Siding—rigid asb. shg.: Standard white	Per sq.	8.80
Standard gray	Per sq.	8.60
Glazed white	Per sq.	11.00
Glazed gray	Per sq.	10.50
Asphalt roll brick siding: 105#	Per roll	4.50
Solder course—105#	Per roll	4.50
Asphalt roll roofing: Smooth surface, first grade: 35#	Per roll	1.75
45#	Per roll	2.10
55#	Per roll	2.25
65#	Per roll	2.85
Smooth surface, second grade: 35#	Per roll	1.55
45#	Per roll	1.85
55#	Per roll	2.00
Mineral surfaced: 75#	Per roll	2.60
90#	Per roll	2.75
105#	Per roll	3.50
Diamond point: 105#	Per roll	3.50
Hex and staggered edge: 105#	Per roll	3.50
Asphalt shingles: Hexagon: 167#	Per sq.	5.25
183#	Per sq.	6.50
210#	Per sq.	6.75
Thickbutt: 210#	Per sq.	6.75
Asphalt and tarred felts: 432 sq. ft.—15 lb.	Per roll	2.50
216 sq. ft.—30 lb.	Per roll	2.50
Slaters felt: 30 lb.—500 sq. ft.	Per roll	1.50
Felts and paper: Red rosin: 20 lb.	Per roll	1.00
30 lb.	Per roll	1.50
Threaded felt, 250 sq. ft.	Per roll	1.50
Deadening felt, 50 sq. yd.	Per roll	4.00
Blue plasterboard, 250 sq. ft.	Per roll	1.70

No. 62—6

## APPENDIX A—Continued

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
Insulation: Mineral wool, loose	Per bag 40#—30 sq. ft.	\$1.25
Batts, full thickness	Sq. ft.	.07½
Batts, roll blanket 1"	Sq. ft.	.05½
Batts, roll blanket 2"	Sq. ft.	.06½
Wall boards: Upson	Per M ft.	50.00
Atlas	Per M ft.	40.00
Utility	Per M ft.	42.00
Hardboard: Standard ½"	Per M ft.	80.00
Standard ¾"	Per M ft.	100.00
Tempered ½"	Per M ft.	100.00
Tempered ¾"	Per M ft.	120.00
Tempered 1"	Per M ft.	160.00
Insulation board: ¾"	Per M ft.	42.00
1"	Per M ft.	60.00
1½"	Per M ft.	82.50
Sheathing ¾"	Per M ft.	75.00
Insulation tile: 1½" 16 x 32, 24 x 48	Per M ft.	70.00
1½", other sizes	Per M ft.	77.50
Plank, 1½", 8, 10, 12, 16"	Per M ft.	75.00
Corrugated iron: 28 gauge up to 10 ft.	Per sq.	7.00
28 gauge over 10 ft.	Per sq.	7.10
Roll flashing—29g: 4"	Per lin. ft.	.03½
5"	Per lin. ft.	.04
6"	Per lin. ft.	.05
7"	Per lin. ft.	.05½
8"	Per lin. ft.	.06
10"	Per lin. ft.	.07
14"	Per lin. ft.	.10
16"	Per lin. ft.	.12
20"	Per lin. ft.	.15
Formed valley—29g: 14"	Per lin. ft.	.14
20"	Per lin. ft.	.20

Prices hereinabove listed are net prices for any type of sale whether f.o.b. siding, plant, store or delivered within the free delivery zone, which each seller subject to this order had in effect in March 1942 with reference to any of the commodities for which prices are listed.

1. *Additions for delivery outside seller's free delivery zone.* Any seller, who was in business during March 1942 and who makes delivered sales subject to this order outside the free delivery zone which he had in effect during March of 1942, may add to the prices listed above for deliveries outside his free delivery zone the same charge for the same type and quantity of sale which he had in effect during March 1942.

2. *Sellers, who were not in business during March 1942, must take as their free delivery zone the same free delivery zone which their most closely competitive seller who was in business during March 1942 is required to observe under the provisions of this order.* Such sellers may make the same additions for deliveries outside their free delivery zone which their most closely competitive seller is permitted to add under the provisions of this order.

3. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

4. *Additions for state sales tax.* All sellers subject to this order may add to the prices listed in this Appendix A the sales tax required to be collected by the laws of the State of Kansas, provided the amount collected shall be separately stated on the seller's invoice or sales slip.

[F. R. Doc. 46-5046; Filed, Mar. 26, 1946; 4:34 p. m.]

[Wichita Order G-1 Under SO 94]

## SPECIFIED SURPLUS WAR COMMODITIES IN KANSAS

Pursuant to the provisions of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and section 11 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-1 is issued.

(a) *What this order does.* This Order No. G-1 establishes maximum resale prices at retail for the items of used materials set forth in paragraph (b) hereafter, f. o. b. the place of sale.

(b) *Maximum resale prices.* The maximum resale prices for the used items covered by this order, when sold at retail in Class I condition, shall be as follows:

Maximum retail price per unit

- (1) Outside Door, 1½" stock, panel and glass, 2'8" x 6'8":  
Door..... \$4.52  
Frame..... 3.59  
(If unglazed, deduct 50 cents per unit.)
- (2) Inside door, 1½" stock:  
2'8" x 6'8": 5 cross panel..... 2.71  
2'6" x 6'8": 5 cross panel..... 3.00  
2'0" x 6'8": 5 cross panel..... 2.77  
2'6" x 6'8": 2 panel..... 3.13  
2'0" x 6'8": 2 panel..... 2.87  
(If unglazed, deduct 50 cents per light.)
- (3) Screen door: 2'8" x 6'8"..... 1.85
- (4) Windows, glazed, 1½", check rail:

	16" x 20"	16" x 18"	20" x 20"	Prices per unit	
				30" x 24"	36" x 24"
2 light	\$1.33	\$1.42	\$2.11	\$2.07	\$2.87
Frame	1.76	1.77	2.09	2.16	2.32
Screen	.90	.84	1.10	1.05	1.44
Twin:					
2 light				4.13	
Frame				4.33	
Screen				2.10	

(If unglazed, deduct 50 cents per unit.)



(5) Kitchen cabinet door, 16" x 30" x 5/8" plywood.....	\$1.30
(6) Medicine cabinet door with mirror wood door, 21 3/4" x 15 1/4" x 3 1/2", mirror, 13" x 19".....	2.39
(7) Kitchen cabinets, rights and lefts, 3/4" pine, 5'8" x 2'6" x 11 1/2".....	10.40
(8) Redwood downspouts, 20' lengths.....	3.15

On all items in class II condition, the maximum retail selling price, f. o. b. the point of sale, shall be 50 percent of the maximum retail price per unit set forth above.

(c) *Classification as to condition.* When offered for sale at retail, all items covered by this order shall be classified as to condition by the reseller at retail. The items may be included in Class I only if they meet these requirements: (1) No part is missing which is necessary to make the item fully useful; (2) The item is in good working condition, can be used by the consumer for the purpose intended without further repair, and the item is clean and its appearance is good.

Class II includes all items which do not meet the requirements of Class I.

(d) *Area covered.* This Order No. G-1 covers sales of the items named herein within the State of Kansas, excepting the Counties of Wyandotte, Leavenworth and Johnson.

(e) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator, the Regional Administrator or the District Director of the Office of Price Administration.

(g) *Enforcement.* Persons violating any provision of this Order No. G-1 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

This order shall become effective on January 21, 1946.

Issued at Wichita, Kansas, this fourteenth day of January 1946.

H. O. DAVIS,  
District Director.

[F. R. Doc. 46-5045; Filed, Mar. 26, 1946; 4:34 p. m.]

[Region III Order G-4 Under SO 142]

HART MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pur-

suant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order G-4 provides for an adjustment of the maximum prices for the sale of certain die stocks and dies, and screw plates manufactured by The Hart Manufacturing Company of Cleveland, Ohio (hereinafter referred to as the manufacturer) to users, non-stocking dealers and other dealers. The order also provides a basis for the adjustment of the manufacturer's maximum prices for export sales of the subject items, and further provides for the adjustment of the maximum prices of resellers of such items.

(b) *Adjusted maximum prices.* The manufacturer is hereby granted the following adjusted maximum prices which are determined by adjusting its current list prices for the items hereinafter specified in accordance with the schedule below:

*Items and Adjusted Schedule of Maximum Prices Based on Current List Price*

*Duplex die stocks and parts:*

Users—Current list price plus 21%.

Non-stocking dealers—Current list price plus 3%.

Other dealers—Current list price less 10%.

*Buckeye die stocks and parts:*

Users—Current list price.

Non-stocking dealers—Current list price less 8%.

Other dealers—Current list price less 19%.

*Duplex machinists die stock:*

Sets and parts:

Users—Current list price plus 12 1/2%.

Non-stocking dealers—Current list price.

Other dealers—Current list price less 10%.

(c) *Resellers.* The maximum price for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which he had in effect to such purchaser, just prior to the issuance of this order, by the same percentage amount by which his invoiced cost of such item is increased. Accordingly, a reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's list price as adjusted pursuant to this order.

(d) *Export sales.* The maximum export prices of the items listed in paragraph (b) shall be the adjusted maximum (domestic) prices plus any premium allowed under the provisions of Second Revised Maximum Export Price Regulation.

(e) *Notice.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by reseller. This notice may be given in any convenient form.

(f) *Modification and amendment.* This order may be revoked, amended, or corrected at any time.

This order shall become effective January 31, 1946.

Issued January 31, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-5034; Filed, Mar. 26, 1946; 4:30 p. m.]

[Region V Order G-2 Under SO 119]

ATLAS METAL WORKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to sections 6, 13, 14 and 16 of Supplementary Order 119 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-2 provides an adjustment in the maximum prices for the sale of non-coin operated soft drink coolers and extra equipment manufactured by the Atlas Metal Works, 1201 Eagle Ford Road, Dallas 8, Texas. The maximum prices for sales both by the manufacturer and resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase his October 1, 1941 prices of non-coin operated soft drink coolers and extra equipment as listed in exhibits attached to its application for adjustment, for sales to all classes of purchasers, by 15.27%.

(c) *Resellers.* The maximum prices for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be his maximum price to each purchaser in effect on the effective date of this order, plus the actual dollars-and-cents increase in his acquisition cost resulting from the increase granted the manufacturer under paragraph (b) above.

(d) *Discounts and allowances.* The manufacturer and all resellers of the items covered by paragraph (b) must maintain the discounts and allowances and terms or conditions of sale which the manufacturer or such reseller had in effect on the effective date of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser other than an ultimate user, the manufacturer shall notify the purchaser, in writing, of the price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Relation to other orders.* This order supersedes any other order issued by the Office of Price Administration to the extent that it is inconsistent therewith. Nothing in this order shall relieve any seller of the tagging requirements of any other regulation or order.

(g) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.



Issued at Dallas, Texas, this 15th day of March 1946.

W. A. ORTH,  
Regional Administrator.

[P. R. Dec. 46-5039; Filed, Mar. 26, 1946;  
4:32 p. m.]

[Region I Order G-2 Under Gen. Order 68]

#### HARD BUILDING MATERIALS IN MASSACHUSETTS

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

**SECTION 1. What this order covers.** This order covers all "retail sales" of the hard building materials listed in the Appendices (hereinafter set forth and made part hereof) by any seller in the Commonwealth of Massachusetts except Dukes and Nantucket Counties. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a purchaser for resale on an installed basis.

**SEC. 2. Maximum prices, discounts and allowances, etc.** (a) The prices for the hard building materials set forth in the price table or tables of each appendix shall be the maximum prices for "retail sales" of such materials made in the area covered by that appendix.

(b) Maximum prices established by this order shall be reduced by 2% whenever cash payment is made to the seller within 10 days of the date of invoice. In addition to the 2% discount required in the preceding sentence, the seller shall continue to grant such further discounts, allowances, differentials, and terms as were in effect for such seller during March, 1942.

(c) Maximum prices established by this order may be modified for sales by "mail order" firms in the manner provided for in subparagraph (f) of General Order 68, as amended.

**SEC. 3. Delivery.** The maximum prices fixed in the appendices of this order include free delivery by the seller within the radius specified in each appendix. However, where a seller's free delivery zone during March, 1942, extended a greater distance than specified in the applicable appendix, he shall continue to maintain his March, 1942 free delivery zone. Transportation charges may be added for deliveries beyond the free delivery radius or zone, as the case may be, at the rates, or computed by the methods, customarily charged or used by the seller during March, 1942. In case of an isolated sale of a small quantity of an item listed in an appendix, the seller may maintain his customary delivery practices relating to such sales which he used in March, 1942.

**SEC. 4. Posting of maximum prices.** Every seller making sales covered by this order shall post in his customary place of business, in a manner plainly visible to all purchasers, a copy of the appendix applicable to the area in which that place

of business is located. The term "customary place of business" means the location where the materials are generally stored and available for delivery.

**SEC. 5. New sellers.** In addition to the requirements for delivery as set forth in section 3 and in addition to the requirement to grant the 2% discount provided for in section 2 (b), a seller who was not engaged in the retail sale of hard building materials during March, 1942, must (a) grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, (b) use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

**SEC. 6. Sales slips and records.** (a) For any sale of \$50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of \$5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Records or other satisfactory evidence of each seller's delivery practices, delivery rates, methods of computing such rates, further discounts, allowances, differentials and terms as were in effect during March 1942 for each seller shall be kept and made available for inspection by representatives of the Office of Price Administration. A new seller shall obtain such records or other satisfactory evidence from his most closely competitive seller of the same class and shall also keep them and make them available for inspection by representatives of the Office of Price Administration. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the Regional Office of Price Administration, 55 Tremont Street, Boston, Massachusetts, for assistance to obtain the required information.

**SEC. 7. Relation to other regulations.** The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the

Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

**SEC. 8. Evasion.** The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942.

**SEC. 9. Enforcement.** Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided by the Emergency Price Control Act of 1942 as amended.

**SEC. 10. Amendment.** This order may be modified, amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective March 30, 1946.

Issued this 15th day of March 1946.

ELDON C. SHOUP,  
Regional Administrator.

Approved:

C. L. FOOTE,  
Regional Price Executive.

#### APPENDIX A—METROPOLITAN BOSTON AREA MAXIMUM PRICES

##### 1. Metropolitan Boston area includes:

Boston, Arlington, Lexington, Belmont, Braintree, Brookline, Cambridge, Canton, Chelsea, Dedham, Everett, Lynn, Malden, Medford, Melrose, Milton, Needham, Newton, Norwood, Quincy, Randolph, Revere, Saugus, Somerville, Stoneham, Wakefield, Waltham, Watertown, Wellesley, Westwood, Weymouth, Winchester, Woburn, Winthrop.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. **New sellers.** In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)



terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect

for such competitor during that period. (See sections 5 and 6 (c).)

##### 5. Table I, maximum prices (includes delivery).

Item No.	Description of commodity	Unit	Large quantity sales, \$200 and over at one time	Small quantity sales, under \$200 at one time
1	Plaster, hardwall	(100 lb. bag)	\$9.85	\$9.90
2	Plaster, gaging	(100 lb. bag)	17.00	1.40
3	Plaster, bonding	(100 lb. bag)	1.35	1.40
4	Plaster, bonding	(100 lb. bag)	1.10	1.15
5	Keene's cement	(50 lb. bag)	2.30	2.40
6	Finishing lime, Western	(50 lb. bag)	.60	.65
7	Gypsum lath, 3/8"	(100 sq. ft.)	21.00	25.00
8	Metallath	(1,000 sq. ft.)	24.00	
9	2 1/2 lb. painted diamond mesh	Sq. yd.	.23	.24
10	2 1/2 lb. painted diamond mesh	Sq. yd.	.25	.26
11	2 1/2 lb. flat rib painted	Sq. yd.	.27	.28
12	2 1/2 lb. flat rib painted	Sq. yd.	.29	.30
13	2 1/2 lb. flat rib painted	Sq. yd.	.31	.32
14	2 1/2 lb. flat rib painted	Sq. yd.	.33	.34
15	2 1/2 lb. flat rib painted	Sq. yd.	.35	.36
16	2 1/2 lb. flat rib painted	Sq. yd.	.37	.38
17	2 1/2 lb. flat rib painted	Sq. yd.	.39	.40
18	2 1/2 lb. flat rib painted	Sq. yd.	.41	.42
19	2 1/2 lb. flat rib painted	Sq. yd.	.43	.44
20	2 1/2 lb. flat rib painted	Sq. yd.	.45	.46
21	2 1/2 lb. flat rib painted	Sq. yd.	.47	.48
22	2 1/2 lb. flat rib painted	Sq. yd.	.49	.50
23	2 1/2 lb. flat rib painted	Sq. yd.	.51	.52
24	2 1/2 lb. flat rib painted	Sq. yd.	.53	.54
25	2 1/2 lb. flat rib painted	Sq. yd.	.55	.56
26	2 1/2 lb. flat rib painted	Sq. yd.	.57	.58
27	2 1/2 lb. flat rib painted	Sq. yd.	.59	.60
28	2 1/2 lb. flat rib painted	Sq. yd.	.61	.62
29	2 1/2 lb. flat rib painted	Sq. yd.	.63	.64
30	2 1/2 lb. flat rib painted	Sq. yd.	.65	.66
31	2 1/2 lb. flat rib painted	Sq. yd.	.67	.68
32	2 1/2 lb. flat rib painted	Sq. yd.	.69	.70
33	2 1/2 lb. flat rib painted	Sq. yd.	.71	.72
34	2 1/2 lb. flat rib painted	Sq. yd.	.73	.74
35	2 1/2 lb. flat rib painted	Sq. yd.	.75	.76
36	2 1/2 lb. flat rib painted	Sq. yd.	.77	.78
37	2 1/2 lb. flat rib painted	Sq. yd.	.79	.80
38	2 1/2 lb. flat rib painted	Sq. yd.	.81	.82
39	2 1/2 lb. flat rib painted	Sq. yd.	.83	.84
40	2 1/2 lb. flat rib painted	Sq. yd.	.85	.86
41	2 1/2 lb. flat rib painted	Sq. yd.	.87	.88
42	2 1/2 lb. flat rib painted	Sq. yd.	.89	.90
43	2 1/2 lb. flat rib painted	Sq. yd.	.91	.92
44	2 1/2 lb. flat rib painted	Sq. yd.	.93	.94
45	2 1/2 lb. flat rib painted	Sq. yd.	.95	.96
46	2 1/2 lb. flat rib painted	Sq. yd.	.97	.98
47	2 1/2 lb. flat rib painted	Sq. yd.	.99	1.00
48	2 1/2 lb. flat rib painted	Sq. yd.	1.01	1.02
49	2 1/2 lb. flat rib painted	Sq. yd.	1.03	1.04
50	2 1/2 lb. flat rib painted	Sq. yd.	1.05	1.06
51	2 1/2 lb. flat rib painted	Sq. yd.	1.07	1.08
52	2 1/2 lb. flat rib painted	Sq. yd.	1.09	1.10
53	2 1/2 lb. flat rib painted	Sq. yd.	1.11	1.12
54	2 1/2 lb. flat rib painted	Sq. yd.	1.13	1.14
55	2 1/2 lb. flat rib painted	Sq. yd.	1.15	1.16
56	2 1/2 lb. flat rib painted	Sq. yd.	1.17	1.18
57	2 1/2 lb. flat rib painted	Sq. yd.	1.19	1.20
58	2 1/2 lb. flat rib painted	Sq. yd.	1.21	1.22
59	2 1/2 lb. flat rib painted	Sq. yd.	1.23	1.24
60	2 1/2 lb. flat rib painted	Sq. yd.	1.25	1.26
61	2 1/2 lb. flat rib painted	Sq. yd.	1.27	1.28
62	2 1/2 lb. flat rib painted	Sq. yd.	1.29	1.30
63	2 1/2 lb. flat rib painted	Sq. yd.	1.31	1.32
64	2 1/2 lb. flat rib painted	Sq. yd.	1.33	1.34
65	2 1/2 lb. flat rib painted	Sq. yd.	1.35	1.36
66	2 1/2 lb. flat rib painted	Sq. yd.	1.37	1.38
67	2 1/2 lb. flat rib painted	Sq. yd.	1.39	1.40
68	2 1/2 lb. flat rib painted	Sq. yd.	1.41	1.42
69	2 1/2 lb. flat rib painted	Sq. yd.	1.43	1.44
70	2 1/2 lb. flat rib painted	Sq. yd.	1.45	1.46
71	2 1/2 lb. flat rib painted	Sq. yd.	1.47	1.48
72	2 1/2 lb. flat rib painted	Sq. yd.	1.49	1.50
73	2 1/2 lb. flat rib painted	Sq. yd.	1.51	1.52
74	2 1/2 lb. flat rib painted	Sq. yd.	1.53	1.54
75	2 1/2 lb. flat rib painted	Sq. yd.	1.55	1.56
76	2 1/2 lb. flat rib painted	Sq. yd.	1.57	1.58
77	2 1/2 lb. flat rib painted	Sq. yd.	1.59	1.60
78	2 1/2 lb. flat rib painted	Sq. yd.	1.61	1.62
79	2 1/2 lb. flat rib painted	Sq. yd.	1.63	1.64
80	2 1/2 lb. flat rib painted	Sq. yd.	1.65	1.66
81	2 1/2 lb. flat rib painted	Sq. yd.	1.67	1.68
82	2 1/2 lb. flat rib painted	Sq. yd.	1.69	1.70
83	2 1/2 lb. flat rib painted	Sq. yd.	1.71	1.72
84	2 1/2 lb. flat rib painted	Sq. yd.	1.73	1.74
85	2 1/2 lb. flat rib painted	Sq. yd.	1.75	1.76
86	2 1/2 lb. flat rib painted	Sq. yd.	1.77	1.78
87	2 1/2 lb. flat rib painted	Sq. yd.	1.79	1.80
88	2 1/2 lb. flat rib painted	Sq. yd.	1.81	1.82
89	2 1/2 lb. flat rib painted	Sq. yd.	1.83	1.84
90	2 1/2 lb. flat rib painted	Sq. yd.	1.85	1.86
91	2 1/2 lb. flat rib painted	Sq. yd.	1.87	1.88
92	2 1/2 lb. flat rib painted	Sq. yd.	1.89	1.90
93	2 1/2 lb. flat rib painted	Sq. yd.	1.91	1.92
94	2 1/2 lb. flat rib painted	Sq. yd.	1.93	1.94
95	2 1/2 lb. flat rib painted	Sq. yd.	1.95	1.96
96	2 1/2 lb. flat rib painted	Sq. yd.	1.97	1.98
97	2 1/2 lb. flat rib painted	Sq. yd.	1.99	2.00
98	2 1/2 lb. flat rib painted	Sq. yd.	2.01	2.02
99	2 1/2 lb. flat rib painted	Sq. yd.	2.03	2.04
100	2 1/2 lb. flat rib painted	Sq. yd.	2.05	2.06
101	2 1/2 lb. flat rib painted	Sq. yd.	2.07	2.08
102	2 1/2 lb. flat rib painted	Sq. yd.	2.09	2.10
103	2 1/2 lb. flat rib painted	Sq. yd.	2.11	2.12
104	2 1/2 lb. flat rib painted	Sq. yd.	2.13	2.14
105	2 1/2 lb. flat rib painted	Sq. yd.	2.15	2.16
106	2 1/2 lb. flat rib painted	Sq. yd.	2.17	2.18
107	2 1/2 lb. flat rib painted	Sq. yd.	2.19	2.20
108	2 1/2 lb. flat rib painted	Sq. yd.	2.21	2.22
109	2 1/2 lb. flat rib painted	Sq. yd.	2.23	2.24
110	2 1/2 lb. flat rib painted	Sq. yd.	2.25	2.26
111	2 1/2 lb. flat rib painted	Sq. yd.	2.27	2.28
112	2 1/2 lb. flat rib painted	Sq. yd.	2.29	2.30
113	2 1/2 lb. flat rib painted	Sq. yd.	2.31	2.32
114	2 1/2 lb. flat rib painted	Sq. yd.	2.33	2.34
115	2 1/2 lb. flat rib painted	Sq. yd.	2.35	2.36
116	2 1/2 lb. flat rib painted	Sq. yd.	2.37	2.38
117	2 1/2 lb. flat rib painted	Sq. yd.	2.39	2.40
118	2 1/2 lb. flat rib painted	Sq. yd.	2.41	2.42
119	2 1/2 lb. flat rib painted	Sq. yd.	2.43	2.44
120	2 1/2 lb. flat rib painted	Sq. yd.	2.45	2.46
121	2 1/2 lb. flat rib painted	Sq. yd.	2.47	2.48
122	2 1/2 lb. flat rib painted	Sq. yd.	2.49	2.50
123	2 1/2 lb. flat rib painted	Sq. yd.	2.51	2.52
124	2 1/2 lb. flat rib painted	Sq. yd.	2.53	2.54
125	2 1/2 lb. flat rib painted	Sq. yd.	2.55	2.56
126	2 1/2 lb. flat rib painted	Sq. yd.	2.57	2.58
127	2 1/2 lb. flat rib painted	Sq. yd.	2.59	2.60
128	2 1/2 lb. flat rib painted	Sq. yd.	2.61	2.62
129	2 1/2 lb. flat rib painted	Sq. yd.	2.63	2.64
130	2 1/2 lb. flat rib painted	Sq. yd.	2.65	2.66
131	2 1/2 lb. flat rib painted	Sq. yd.	2.67	2.68
132	2 1/2 lb. flat rib painted	Sq. yd.	2.69	2.70
133	2 1/2 lb. flat rib painted	Sq. yd.	2.71	2.72
134	2 1/2 lb. flat rib painted	Sq. yd.	2.73	2.74
135	2 1/2 lb. flat rib painted	Sq. yd.	2.75	2.76
136	2 1/2 lb. flat rib painted	Sq. yd.	2.77	2.78
137	2 1/2 lb. flat rib painted	Sq. yd.	2.79	2.80
138	2 1/2 lb. flat rib painted	Sq. yd.	2.81	2.82
139	2 1/2 lb. flat rib painted	Sq. yd.	2.83	2.84
140	2 1/2 lb. flat rib painted	Sq. yd.	2.85	2.86
141	2 1/2 lb. flat rib painted	Sq. yd.	2.87	2.88
142	2 1/2 lb. flat rib painted	Sq. yd.	2.89	2.90
143	2 1/2 lb. flat rib painted	Sq. yd.	2.91	2.92
144	2 1/2 lb. flat rib painted	Sq. yd.	2.93	2.94
145	2 1/2 lb. flat rib painted	Sq. yd.	2.95	2.96
146	2 1/2 lb. flat rib painted	Sq. yd.	2.97	2.98
147	2 1/2 lb. flat rib painted	Sq. yd.	2.99	3.00
148	2 1/2 lb. flat rib painted	Sq. yd.	3.01	3.02
149	2 1/2 lb. flat rib painted	Sq. yd.	3.03	3.04
150	2 1/2 lb. flat rib painted	Sq. yd.	3.05	3.06
151	2 1/2 lb. flat rib painted	Sq. yd.	3.07	3.08
152	2 1/2 lb. flat rib painted	Sq. yd.	3.09	3.10
153	2 1/2 lb. flat rib painted	Sq. yd.	3.11	3.12
154	2 1/2 lb. flat rib painted	Sq. yd.	3.13	3.14
155	2 1/2 lb. flat rib painted	Sq. yd.	3.15	3.16
156	2 1/2 lb. flat rib painted	Sq. yd.	3.17	3.18
157	2 1/2 lb. flat rib painted	Sq. yd.	3.19	3.20
158	2 1/2 lb. flat rib painted	Sq. yd.	3.21	3.22
159	2 1/2 lb. flat rib painted	Sq. yd.	3.23	3.24
160	2 1/2 lb. flat rib painted	Sq. yd.	3.25	3.26
161	2 1/2 lb. flat rib painted	Sq. yd.	3.27	3.28
162	2 1/2 lb. flat rib painted	Sq. yd.	3.29	3.30
163	2 1/2 lb. flat rib painted	Sq. yd.	3.31	3.32
164	2 1/2 lb. flat rib painted	Sq. yd.	3.33	3.34
165	2 1/2 lb. flat rib painted	Sq. yd.	3.35	3.36
166	2 1/2 lb. flat rib painted	Sq. yd.	3.37	3.38
167	2 1/2 lb. flat rib painted	Sq. yd.	3.39	3.40
168	2 1/2 lb. flat rib painted	Sq. yd.	3.41	3.42
169	2 1/2 lb. flat rib painted	Sq. yd.	3.43	3.44
170	2 1/2 lb. flat rib painted	Sq. yd.	3.45	3.46
171	2 1/2 lb. flat rib painted	Sq. yd.	3.47	3.48
172	2 1/2 lb. flat rib painted	Sq. yd.	3.49	3.50
173	2 1/2 lb. flat rib painted	Sq. yd.	3.51	3.52
174	2 1/2 lb. flat rib painted	Sq. yd.	3.53	3.54
175	2 1/2 lb. flat rib painted	Sq. yd.	3.55	3.56
176	2 1/2 lb. flat rib painted	Sq. yd.	3.57	3.58
177	2 1/2 lb. flat rib painted	Sq. yd.	3.59	3.60
178	2 1/2 lb. flat rib painted	Sq. yd.	3.61	3.62
179	2 1/2 lb. flat rib painted	Sq. yd.	3.63	3.64
180	2 1/2 lb. flat rib painted	Sq. yd.	3.65	3.66
181	2 1/2 lb. flat rib painted	Sq. yd.	3.67	3.68
182	2 1/2 lb. flat rib painted	Sq. yd.	3.69	3.70
183	2 1/2 lb. flat rib painted	Sq. yd.	3.71	3.72
184	2 1/2 lb. flat rib painted	Sq. yd.	3.73	3.74
185	2 1/2 lb. flat rib painted	Sq. yd.	3.75	3.76
186	2 1/2 lb. flat rib painted	Sq. yd.	3.77	3.78
187	2 1/2 lb. flat rib painted	Sq. yd.	3.79	3.80
188	2 1/2 lb. flat rib painted	Sq. yd.	3.81	3.82
189	2 1/2 lb. flat rib painted	Sq. yd.	3.83	3.84
190	2 1/2 lb. flat rib painted	Sq. yd.	3.85	3.86
191	2 1/2 lb. flat rib painted	Sq. yd.	3.87	3.88
192	2 1/2 lb. flat rib painted	Sq. yd.	3.89	3.90
193	2 1/2 lb. flat rib painted	Sq. yd.	3.91	3.92
194	2 1/2 lb. flat rib painted	Sq. yd.	3.93	3.94
195	2 1/2 lb. flat rib painted	Sq. yd.	3.95	3.96
196	2 1/2 lb. flat rib painted	Sq. yd.	3.97	3.98
197	2 1/2 lb. flat rib painted	Sq. yd.	3.99	4.00
198	2 1/2 lb. flat rib painted	Sq. yd.	4.01	4.02
199	2 1/2 lb. flat rib painted	Sq. yd.	4.03	4.04
200	2 1/2 lb. flat rib painted	Sq. yd.	4.05	4.06
201	2 1/2 lb. flat rib painted	Sq. yd.	4.07	4.08
202	2 1/2 lb. flat rib painted	Sq. yd.	4.09	4.10
203	2 1/2 lb. flat rib painted	Sq. yd.	4.11	4.12
204	2 1/2 lb. flat rib painted	Sq. yd.	4.13	4.14
205	2 1/2 lb. flat rib painted	Sq. yd.	4.15	4.16
206	2 1/2 lb. flat rib painted	Sq. yd.	4.17	4.18
207	2 1/2 lb. flat rib painted	Sq. yd.	4.19	4.20
208	2 1/2 lb. flat rib painted	Sq. yd.	4.21	4.22
209	2 1/2 lb. flat rib painted	Sq. yd.	4.23	4.24
210	2 1/2 lb. flat rib painted	Sq. yd.	4.25	4.26
211	2 1/2 lb. flat rib painted	Sq. yd.	4.27	4.28
212	2 1/2 lb. flat rib painted	Sq. yd.	4.29	4.30
213	2 1/2 lb. flat rib painted	Sq. yd.	4.31	4.32
214	2 1/2 lb. flat rib painted	Sq. yd.	4.33	4.34
215	2 1/2 lb. flat rib painted	Sq. yd.	4.35	4.36
216	2 1/2 lb. flat rib painted	Sq. yd.	4.37	4.38
217	2 1/2 lb. flat rib painted	Sq. yd.	4.39	4.40
218	2 1/2 lb. flat rib painted	Sq. yd.	4.41	4.42
219	2 1/2 lb. flat rib painted	Sq. yd.	4.43	4.44
220	2 1/2 lb. flat rib painted	Sq. yd.	4.45	4.46



5. Table I, maximum prices—Continued.

Item No.	Description of commodity	Unit	Maximum price
9	Metal lath, 3.4 lb., painted diamond mesh	Sq. yd.	\$0.30
10	Metal lath, 2.75 lb., flat rib painted	Sq. yd.	.31
11	Metal lath, 3.4 lb., 3/8" high rib painted	Sq. yd.	.31
12	Metal lath, corner bead, standard	Lineal ft.	.04
13	Metal lath, corner bead, expanded	Lineal ft.	.05
14	Portland cement	94 lb. bag	.85
15	Masonry mortar	Bag (cu. ft.)	.80
16	Gypsum block-partitions, 3" hollow	Peg (100 lb.)	1.10
17	Fire clay (100 lb. bags)	Bag (cu. ft.)	1.40
18	Asphalt or tarred felt 15 lb. 452 sq. ft. per roll	Roll	2.40
19	Asphalt shingles, 3 in line, 210 lbs., thick butt	Sq. yd.	2.45
20	Asphalt shingles, 3 in line, 210 lbs., thick butt	Sq. yd.	2.45
21	Standard density synthetic fibre board 3/8" (4' x 8')	Square	5.75
22	Hard density synthetic fibre board 3/8" tempered	1,000 sq. ft.	45.00
23	Thermal insulation: Mineral wool blankets (paper backed)	1,000 sq. ft.	45.00
24	Thermal insulation: Mineral wool batts (paper backed)	1,000 sq. ft.	42.00
25	Thermal insulation: Mineral wool batts (paper backed) 2"	1,000 sq. ft.	65.00
26	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	45.00
27	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00
28	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	45.00
29	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00
30	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	45.00
31	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00
32	Mason's hydrated lime, eastern	35-lb. bag	1.00
		40-lb. bag	1.15
		35-lb. bag	50.00
		40-lb. bag	1.25
		Ton	60.00
		Ton	18.50

\* Under 1,000 sq. ft. @ \$42.00.  
 \* Under 1,000 sq. ft. @ \$50.00.  
 \* Under 1,000 sq. ft. @ \$90.00.  
 \* Under 1,000 sq. ft. @ \$45.00.  
 \* Under 1,000 sq. ft. @ \$70.00.

#### APPENDIX D—NORTHEASTERN MASSACHUSETTS AREA MAXIMUM PRICES

##### 1. Northeastern Massachusetts area includes:

- (a) All of Essex County except Saugus and Lynn.  
 (b) The following cities and towns in Middlesex County: Dunstable, Dracut, Tyngsborough, Westford, Chelmsford, Lowell, Tewksbury, Billerica, Carlisle, Bedford, Burlington, Wilmington, Reading, North Reading, Concord, Lincoln, Weston.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

#### 5. Table I, maximum prices.

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hardwall	100 lb. bag	\$1.00
2	Plaster, gaging	100 lb. bag	1.42
3	Keene's cement	100 lb. bag	2.25
4	Finishing lime	50 lb. bag	.68
5	Gypsum lath, 3/8"	1,000 sq. ft.	24.00
6	Metal lath, 2.5 lb., painted diamond mesh	Sq. yd.	.25
7	Metal lath, 3.4 lb., painted diamond mesh	Sq. yd.	.30
8	Metal lath, 2.75 lb., flat rib painted	Sq. yd.	.30

5. Table I, maximum prices—Continued.

Item No.	Description of commodity	Unit	Maximum price
9	Metal lath, corner bead (not expanded)	Lineal ft.	\$0.04
10	Portland cement	94 lb. bag	.85
11	Masonry mortar	Bag (cu. ft.)	.80
12	Fire clay	100 lb. bag	1.50
13	Gypsum wallboard, 3/8"	Roll	4.00
14	Asphalt or tarred felt 15 lb. 452 sq. ft. per roll	Roll	2.40
15	Asphalt shingles, 3 in line, 210 lbs., thick butt	Square	5.75
16	Asphalt shingles, 3 in line, 210 lbs., thick butt	Square	5.75
17	Standard density synthetic fibre board 3/8" (4' x 8')	1,000 sq. ft.	50.00
18	Hard density synthetic fibre board 3/8" tempered	1,000 sq. ft.	95.00
19	Thermal insulation: Mineral wool blankets (paper backed)	1,000 sq. ft.	50.00
20	Thermal insulation: Mineral wool batts (paper backed)	1,000 sq. ft.	65.00
21	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	65.00
22	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00
23	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	65.00
24	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00
25	Thermal insulation: Mineral wool batts (paper backed) full	1,000 sq. ft.	65.00
26	Thermal insulation: Mineral wool batts (paper backed) thick	1,000 sq. ft.	65.00

#### APPENDIX E—SOUTHEASTERN MASSACHUSETTS AREA MAXIMUM PRICES

##### 1. Southeastern Massachusetts area includes:

- (a) Bristol County,  
 (b) Plymouth County, and  
 (c) The following towns in Norfolk County: Dover, Medfield, Millis, Medway, Bellingham, Franklin, Norfolk, Walpole, Sharon, Wrentham, Plainville, Foxborough, Stoughton, Avon, Holbrook, Hingham, Cohasset.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

#### 3. A discount of 2% for payment with-

in 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

#### 4. New sellers. In addition to the re-

quirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

#### 5. Table I, maximum prices.

Item No.	Description of commodity	Unit	Maximum price
1	Plaster: Hardwall	100 lb. bag	\$0.97
2	Gaging	Ton	18.50
3	Moulding	100 lb. bag	1.33
4	Keene's cement	100 lb. bag	1.54
5	Finishing lime	100 lb. bag	2.50
6	Gypsum lath, 3/8"	50 lb. bag	.68
7	Metal lath: 2.5 lb., painted diamond mesh	1,000 sq. ft.	26.00
8	3.4 lb., painted diamond mesh	Sq. yd.	.22
9	2.75 lb., flat rib painted	Sq. yd.	.26
10	3.4 lb., 3/8" high rib painted	Sq. yd.	.29
11	Corner bead, expanded type	Sq. yd.	.045
12	Portland cement (standard) paper bags	94 lb. bag	.85
13	Masonry mortar (paper sacks)	60 lb. bag	.80
14	Mason's hydrated lime	60 lb. bag	.95
15	Gypsum block-partitions 3" hollow	Ton	12.38
16	Concrete block 8" x 8" x 16" cinder	Each	.25
17	Fire clay	100 lb. bag	1.50
18	Gypsum wall board, 3/8"	100 sq. ft.	40.00
19	Asphalt or tarred felt 15 lb. 452 sq. ft. per roll	Roll	2.50
20	Asphalt or tarred felt 30 lb. 452 sq. ft. per roll	Roll	2.32
21	Asphalt or tarred felt 30 lb. 452 sq. ft. per roll	Roll	2.32



5. Table I, maximum prices—Continued.

Item No.	Description of commodity	Unit	Maximum price
22	Asphalt shingles (3 in line); 210 lbs. thick butt	Square	\$5.50
23	Fiber insulation board, 1/2" standard lath and board	1,000 sq. ft.	45.00
24	Standard density synthetic fiber board 3/4" (4' x 8')	Sq. ft.	.10
25	Hard density synthetic fiber board 1/2" tempered	1,000 sq. ft.	90.00
		Sq. ft.	.10
	Thermal insulation:		
26	Mineral wool blankets (paper backed) single 1"	1,000 sq. ft.	50.00
27	Mineral wool blankets (paper backed) thick	do.	65.00
28	Mineral wool batts (paper backed) 2" thick	do.	50.00
29	Mineral wool batts (paper backed) full thick	do.	65.00
30	Mineral wool loose in bags (plain)	40 lb. bag	1.20
		35 lb. bag	1.05
31	Mineral wool loose in bags (nodulated)	40 lb. bag	1.65

APPENDIX F—BARNSTABLE COUNTY AREA  
MAXIMUM PRICES

1. Barnstable County area includes all of Barnstable County, Massachusetts.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March 1942 further discounts, allowances, differentials, and terms must be

maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. Table I, maximum prices.

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hardwall	Ton	\$22.50
2	Plaster gaging	100 lb. bag	1.25
3	Plaster, moulding	100 lb. bag	1.60
4	Keene's cement	100 lb. bag	1.80
5	Finishing lime	100 lb. bag	2.65
6	Gypsum lath, 3/8"	50 lb. bag	.69
7	Metal lath, 2.5 lb. painted diamond mesh	1,000 sq. ft.	27.00
8	Metal lath, 3.4 lb. painted diamond mesh	Sq. yd.	.24
9	Metal lath, corner bead, expanded	Sq. yd.	.26
10	Portland cement, standard, paper bags	Lineal ft.	.05
11	Masonry mortar (paper sacks)	94 lb. bag	1.00
12	Mason's hydrated lime	70 lb. bag (or 65 lb. bag)	.95
13	Concrete block 8" x 8" x 16" cinder	50 lb. bag	.57
14	Fire clay	Block	.20
		100 lb. bag	1.25
15	Gypsum wallboard, 3/8"	Lb.	.02
16	Asphalt roofing, 90 lb. mineral surface	1,000 sq. ft.	45.00
17	Asphalt or tarred felt 15 lb. 432 sq. ft. per roll	Roll (36" 108 sq. ft.)	2.85
18	Asphalt or tarred felt 30 lb. 216 sq. ft. per roll	Roll	2.58
19	Asphalt shingles (3 in line) 210 lbs., thick butt	Roll	2.58
20	Fibre insulation board 1/2" standard lath and board	Square	6.51
		1,000 sq. ft.	52.00
21	Hard density synthetic fibre board 1/2" tempered	Sq. ft.	.055
22	Thermal insulation: Mineral wool blankets (paper backed) single 1"	1,000 sq. ft.	100.00
		1,000 sq. ft.	51.00
23	Thermal insulation: Mineral wool batts (paper backed) 2" thick	1,000 sq. ft.	52.50
24	Thermal insulation: Mineral wool batts (paper backed) full thick	1,000 sq. ft.	75.00
25	Thermal insulation: Mineral wool loose in bags (plain)	40 lb. bag	1.23
		35 lb. bag	1.21
26	Thermal insulation: Mineral wool loose in bags (nodulated)	Ton	60.00
		40 lb. bag	1.65

[F. R. Doc. 46-5108; Filed, Mar. 27, 1946; 11:50 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7-854—7-864, 7-866—7-872]

ALLEGHANY CORP. ET AL.

## FINDINGS AND ORDER GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of March, A. D. 1946.

In the matter of applications by the Chicago Stock Exchange to extend unlisted trading privileges to Alleghany Corporation, common stock, \$1.00 par value, File No. 7-854; American Rolling Mill Company, common stock, \$25.00 par value, file No. 7-855; Certain-Teed Products Corporation, common stock, \$1.00

par value, file No. 7-856; Columbia Gas and Electric Corporation, common stock, no par value, file No. 7-857; Continental Motors Corporation, common stock, \$1.00 par value, file No. 7-858; Farnsworth Television & Radio Corporation, common stock, \$1.00 par value, file No. 7-859; Graham-Paige Motors Corporation, common stock, \$1.00 par value, file No. 7-860; The Laclede Gas Light Company common stock, \$4.00 par value, file No. 7-861; The North American Company, common stock, \$10.00 par value, file No. 7-862; Packard Motor Car Company, common stock, no par value, file No. 7-863; Pan American Airways Corporation, capital stock, \$2.50 par value, file No. 7-864; Pepsi-Cola Company, capital stock, 33 1/3¢ par value, file No. 7-866; Radio-

Keith-Orpheum Corporation, common stock, \$1.00 par value, file No. 7-867; Socony-Vacuum Oil Company, Inc., capital stock, \$15.00 par value, file No. 7-868; Standard Steel Spring Company, common stock, \$1.00 par value, file No. 7-869; Sunray Oil Corporation, common stock, \$1.00 par value, file No. 7-870; The United Corporation, common stock, no par value, file No. 7-871; Wilson and Company, Inc., common stock, no par value, file No. 7-872.

The Chicago Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the above-mentioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds:

(1) That all of the subject securities are listed and registered on the New York Stock Exchange. In addition, Columbia Gas and Electric Corporation common stock and Standard Steel Spring Company common stock are listed and registered on the Pittsburgh Stock Exchange; Continental Motors Corporation common stock, Graham-Paige Motors Corporation common stock and Packard Motor Car Company common stock are listed and registered on the Detroit Stock Exchange; Farnsworth Television & Radio Corporation common stock is listed and registered on the San Francisco and Los Angeles Stock Exchange; The Laclede Gas Light Company common stock is listed and registered on the St. Louis Stock Exchange; Sunray Oil Corporation common stock is listed and registered on the Los Angeles Stock Exchange; and The United Corporation common stock is listed and registered on the Philadelphia Stock Exchange;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are as set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of The Chicago Stock Exchange for permission to extend unlisted trading privileges to:

Alleghany Corporation, common stock, \$1.00 par value; American Rolling Mill Company, common stock, \$25.00 par value; Certain-Teed Products Corporation, common stock, \$1.00 par value; Columbia Gas and Electric Corporation, common stock, no par value; Continental Motors Corporation, common stock, \$1.00 par value; Farnsworth Television & Radio Corporation, common stock, \$1.00 par value; Graham-Paige Motors Corporation, common stock, \$1.00 par value; The



Laclede Gas Light Company, common stock, \$4.00 par value; The North American Company, common stock, \$10.00 par value; Packard Motor Car Company, common stock, no par value; Pan American Airways Corporation, capital stock, \$2.50 par value; Pepsi-Cola Company, capital stock, 33 $\frac{1}{3}$ % par value; Radio-Keith-Orpheum Corporation, common stock, \$1.00 par value; Socony-Vacuum Oil Company, Inc., capital stock, \$15.00 par value; Standard Steel Spring Company, common

stock, \$1.00 par value; Sunray Oil Corporation, common stock, \$1.00 par value; The United Corporation, common stock, no par value; Wilson and Company, Inc., common stock, no par value.

be, and the same are, hereby granted.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.

SUMMARY PERTAINING TO APPLICATIONS BY THE CHICAGO STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO EIGHTEEN (18) STOCKS

Issuer and security	Number of shares outstanding	Distribution in vicinity			Trading in vicinity 11/14-10/31/43 <sup>1</sup>	
		Shares	Holders	Date	Shares	Transactions
Allegheny Corp. common stock, \$1 par value	4,522,597	126,511	1,137	10/31/45	206,076	1,059
American Rolling Mill Co. common stock, \$25 par value	2,868,743	122,700	1,821	11/15/45	114,291	981
Certain-Teed Products Corp. common stock, \$1 par value	1,559,329	157,056	1,087	11/9/45	355,576	1,811
Columbia Gas and Electric Corp. common stock, no par value	12,223,256	218,659	1,692	12/31/44	212,424	1,199
Continental Motors Corp. common stock, \$1 par value	3,000,000	128,143	( <sup>2</sup> )	10/31/45	117,983	866
Farnsworth Television & Radio Corp. common stock, \$1 par value	1,442,997	36,637	354	11/14/45	72,204	453
Graham-Paige Motors Corp. common stock, \$1 par value	4,582,671	302,087	( <sup>2</sup> )	10/31/45	360,828	2,306
The Laclede Gas Light Co. common stock, \$4 par value	2,433,620	288,837	1,308	11/9/45	296,175	1,335
The North American Co. common stock, \$10 par value	8,572,626	240,850	2,232	6/30/45	80,647	579
Packard Motor Car Co. common stock, no par value	15,000,000	583,000	7,266	10/31/45	243,019	1,626
Pan American Airways Corp. capital stock, \$2.50 par value	6,129,783	234,999	1,794	10/31/45	144,031	1,435
Pepsi-Cola Co. capital stock, 33 $\frac{1}{3}$ % par value	5,752,659	215,839	( <sup>2</sup> )	10/31/45	141,182	1,298
Radio-Keith-Orpheum Corp. common stock, \$1 par value	2,864,238	96,719	822	11/15/45	266,544	859
Socony-Vacuum Oil Co., Inc. capital stock \$15 par value	31,178,067	580,000	5,474	3/23/45	173,906	1,526
Standard Steel Spring Co. common stock, \$1 par value	1,448,424	103,276	( <sup>2</sup> )	10/31/45	116,038	953
Sunray Oil Corp. common stock, \$1 par value	2,776,604	114,927	1,035	11/17/45	81,281	472
The United Corp. common stock, no par value	14,529,492	302,566	( <sup>2</sup> )	10/31/45	296,970	1,148
Wilson & Co., Inc. common stock, no par value	2,001,150	95,173	( <sup>2</sup> )	10/31/45	99,668	699

<sup>1</sup> Based on reports of less than 50 percent of member firms in the vicinity of the Exchange.

<sup>2</sup> Estimated.

<sup>3</sup> Unavailable.

[F. R. Doc. 46-5051; Filed, Mar. 27, 1946; 9:35 a. m.]

[File No. 54-116, 54-66, 59-61]

SCRANTON-SPRING BROOK WATER SERVICE Co. ET AL.

#### SUPPLEMENTAL FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of March A. D. 1946.

In the matters of Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company, Federal Water and Gas Corporation, File No. 54-116; Federal Water and Gas Corporation and Subsidiary Companies, File No. 54-66; Federal Water and Gas Corporation and Subsidiary Companies (Respondents), File No. 59-61.

On March 7, 1946, this Commission entered its findings and opinion and order approving an amended plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 by Scranton-Spring Brook Water Service Company ("Scranton"), Pennsylvania Water Service Company ("Pennsylvania") and Federal Water and Gas Corporation ("Federal"), providing for the recapitalization of Scranton and the liquidation and dissolution of Pennsylvania. See "Scranton-Spring Brook Water Service Company, et al., --- S. E. C. ---

(1946)," Holding Company Act Release No. 6458. Scranton is a direct subsidiary of Pennsylvania and an indirect subsidiary of Federal, and Pennsylvania is a subsidiary of Federal. Pursuant to the request of the applicants, the Commission filed an application, pursuant to sections 11 (e) and 18 (f) of the act, with the District Court of the United States for the Middle District of Pennsylvania, in Scranton, Pennsylvania, for an order approving and enforcing the amended plan. The court set April 4, 1946, as the date for a hearing on the Commission's application.

As indicated in the above findings, Scranton's gross property account, at December 31, 1945, amounted to \$58,028,453, of which \$51,298,937 represented water property; the carrying value of the water property included approximately \$20,000,000 of excesses over amounts as recorded by predecessors. In this connection, the following statements were made:

The company states that the Pennsylvania Public Utility Commission does not require the determination of original cost of water properties, and no such determination has been made.

No provision is being made by Scranton for the disposition of excesses in the water prop-

erty accounts. It appears that jurisdiction in respect of this matter is vested primarily in the Pennsylvania Public Utility Commission and that no disposition of such excesses has been required by that Commission. Our recital of the above facts in respect of Scranton's property account should not be construed as indicating our approval of the company's carrying value of its water property.

It was further indicated in the findings that Scranton provides for retirement accruals in respect of its water property; that the Pennsylvania Public Utility Commission has not required depreciation accounting for water properties; and that no depreciation study has been made in respect of Scranton's water property.

Since the date of the entry of the findings and opinion and order in these proceedings, the Commission has been informed by the applicants that the Pennsylvania Public Utility Commission has furnished Scranton with a tentative draft of a new uniform system of accounts which that Commission contemplates prescribing for water companies having annual gross operating revenues of more than \$100,000. In its letter transmitting the tentative system of accounts, the Pennsylvania Commission stated, in part, as follows:

The Commission has authorized its Bureau of Accounts to confer informally with the water companies to be affected by these regulations to the end that the companies may be given ample opportunity to submit criticisms and suggestions on the proposed regulations, following which the matter will be set down for formal hearing. Comments of the industry should be filed not later than June 1, 1946. It is the desire of the Commission to prescribe the new system to become effective January 1, 1947.

The new system of accounts proposed by the Pennsylvania Commission would require that companies subject thereto shall determine the original cost of their properties within two years following the adoption of the new uniform system of accounts. The tentative system of accounts provides for Account 100.5 ("Utility Plant Acquisition Adjustments") reading, in part, as follows:

A. This account shall include the difference between (a) the arm's-length cost to the accounting utility of utility plant acquired by purchase, merger, consolidation, liquidation or otherwise and (b) the original cost, estimated if not known, of such property, less the amount or amounts which may be credited to the depreciation and amortization reserves of the accounting utility at the time of acquisition with respect to such property.

C. The amounts recorded in this account with respect to each property acquisition, shall be depreciated, amortized or otherwise disposed of as the Commission may approve or direct.

The tentative system of accounts also provides for Account 107 ("Utility Plant Adjustments"), which reads, in part, as follows:

A. This account shall include the difference between the original cost, estimated if not known, and the book cost of utility plant, at the effective date of this system of accounts, to the extent that such difference is not properly includible in account 100-5, Utility Plant Acquisition Adjustments.



Write-ups of utility plant prior to the effective date of this system of accounts shall be recorded herein.

B. The amounts included in this account shall be classified in such manner as to show the nature of each amount included herein and shall be disposed of as the Commission may approve or direct.

The Pennsylvania Commission's tentative system of accounts would require that reporting companies submit not later than two years after the effective date of the uniform system of accounts, among other things, a statement "showing suggested plan for depreciating, amortizing or otherwise disposing, in whole or in part, of the amounts as of the effective date of said system of accounts includible in account 100.5 Utility Plant Acquisition Adjustments, and account 107, Utility Plant Adjustments."

In addition, the tentative system of accounts provides for depreciation accounting.

If the proposed system of accounts is adopted, the amount of the excess of Scranton's recorded cost of water properties over original cost thereof would have to be determined and the Pennsylvania Commission approve or direct what treatment should be accorded such excess. Consequently, and in the light of the tentative nature of the Pennsylvania Commission's proposal of a uniform system of accounts, the effect, if any, of the adoption of a uniform system of accounts on Scranton's earnings cannot at this time be foretold.

Our previously expressed opinion that the Amended Plan is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby is not modified by our recitation of the above facts. However, we feel that security holders of Scranton and Pennsylvania, and other interested persons, should be apprised of the foregoing facts.

Accordingly, *It is ordered*, That Scranton-Spring Brook Water Service Company and Pennsylvania Water Service Company shall mail to each of their stockholders of record as of the close of business March 11, 1946, a copy of the Commission's supplemental findings herein, and that such mailing shall be effected not later than March 29, 1946.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5151; Filed, Mar. 28, 1946;  
9:44 a. m.]

[File No. 70-1245]

DAYTON POWER AND LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of March, 1946.

The Dayton Power and Light Company (Dayton), an electric utility subsidiary of Columbia Gas & Electric Corporation, a registered holding company, having filed a declaration, pursuant to the provisions of the Public Utility Holding Company Act of 1935, particularly sec-

tions 6 (a) and 7 and the rules promulgated thereunder, with respect to amendments of its articles so as to provide (i) that in the event that four quarterly dividends upon its Cumulative Preferred Stock should ever be in arrears, the preferred-stock holders will have the right, voting separately as a class, to elect the majority of the Board of Directors, thus changing the existing articles which provide that in such event preferred-stock holders have only the right to vote share-for-share with the holders of the common stock; and (ii) that the express terms and provisions of the Cumulative Preferred Stock may not be changed in any manner substantially prejudicial to the holders thereof except with the consent of the holders of two-thirds of the outstanding preferred stock, thus changing the existing articles which require the consent of two-thirds of the holders of the preferred stock for any change in the express terms and provisions of the preferred stock, whether or not such change is prejudicial to the preferred stock.

The management also proposes to solicit the holders of the cumulative preferred stock for proxies in favor of the proposed amendment of the articles.

Said declaration having been filed on March 1, 1946 and notice of filing having been given in the form and manner prescribed in Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said declaration within the time specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable sections of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers to permit said declaration to become effective;

*It is hereby ordered*, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5152; Filed, Mar. 28, 1946;  
9:44 a. m.]

[File No. 30-194]

ASSOCIATED GAS AND ELECTRIC CORP.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of March 1946.

In the matter of Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, File No. 30-194.

Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, a registered holding company, having filed an application pursuant to section 5 (d) of the Public Utility

Holding Company Act of 1935 ("act") reciting, among other things, that a joint plan of reorganization for Associated Gas and Electric Corporation and its parent, Associated Gas and Electric Company, filed pursuant to section 11 (f) of the act and Chapter X of the Bankruptcy Act, as amended, was confirmed by the United States District Court for the Southern District of New York on August 9, 1945, and has since been consummated; that, pursuant to an order of the said Court dated January 10, 1946, they have divested themselves of their right, title, and interest in and to all assets held by them as trustees except for claims or causes of action assertable by or in favor of the trustees of Associated Gas and Electric Corporation, or the estate of Associated Gas and Electric Corporation, as a result of which action they have ceased, directly or indirectly, to own, control, or hold with power to vote 10% or more of the outstanding voting securities of a public-utility company or of a holding company; and that, pursuant to an order of the said Court dated February 6, 1946, their resignations as trustees of Associated Gas and Electric Corporation became effective; and requesting an order finding and directing that they have ceased to be a holding company; and

A notice of filing having been issued on March 5, 1946, with respect to said application and said notice having stated that any interested person may not later than March 25, 1946, request the Commission in writing that a hearing be held on such matter and the Commission not having received a request for hearing with respect to said application within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, have ceased to be a holding company and that their registration as a holding company should cease to be in effect and that it is not necessary to impose any terms or conditions for the protection of investors in connection with the termination of such registration;

*It is ordered and declared*, That Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, have ceased to be a holding company and that the registration of Denis J. Driscoll and Willard L. Thorp, trustees of the Estate of Associated Gas and Electric Corporation, as a holding company shall from the date of the entry of this order cease to be effective.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5155; Filed, Mar. 28, 1946;  
9:44 a. m.]

[File Nos. 70-1250, 59-85]

PENNSYLVANIA EDISON CO., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING; NOTICE OF AND ORDER INSTITUTING PROCEEDINGS; AND ORDER CONSOLIDATING SUCH PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its



office in the City of Philadelphia, Pa., on the 26th day of March, 1946.

In the matters of Pennsylvania Edison Company, Pennsylvania Electric Company, Associated Electric Company, File No. 70-1250; Pennsylvania Edison Company, Associated Electric Company, File No. 59-85.

I, Notice is hereby given that joint applications or declarations (or both) have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Associated Electric Company ("Aelec"), a registered holding company, and its subsidiaries, Pennsylvania Electric Company ("Penelec") and Pennsylvania Edison Company ("Pen Ed"). All interested persons are referred to said filings which are on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

1. Penelec will issue and sell, pursuant to the competitive bidding requirements of Rule U-50, \$23,500,000 principal amount of its First Mortgage Bonds —% series due 1976, the price and interest rate to be determined by competitive bidding, but the price to Penelec to be fixed at not less than the principal amount thereof, and the interest rate at not more than 3% per annum.

2. Penelec will issue and sell, pursuant to the competitive bidding requirements of Rule U-50, 101,000 shares of its \$100 par value Series C —% cumulative preferred stock, the price and dividend rate to be determined by competitive bidding, but the price to Penelec to be fixed at not less than the par value thereof, and the dividend rate at not over 4% per annum.

3. Penelec will issue and sell at private sale \$5,000,000 principal amount of its ten-year serial notes. The company estimates that the notes will be sold at face amount and will have an average annual interest rate of not in excess of 2%.

4. Penelec will issue and sell and Aelec will purchase 68,843 shares of the \$20 par value common stock of Penelec for \$1,376,860 in cash.

5. From the proceeds of the issuance and sale of its securities, as proposed above, plus treasury cash in the approximate amount of \$2,624,000, Penelec will acquire all the assets (including 1,000 shares of the no par value common stock of Blair Engineering and Supply Company, a wholly-owned subsidiary of Pen Ed) and assume certain liabilities of Pen Ed for a cash consideration of \$424,514,400.

6. With the cash proceeds of \$42,451,400 to be received by Pen Ed for the sale of all its assets, Pen Ed will call for redemption at the call price of 104% of principal amount, or an aggregate amount of \$28,990,000, the \$25,700,000 principal amount of outstanding First Mortgage 4½% Bonds due 1977 of Penn Central Light and Power Company (name changed to Pen Ed), and the \$2,175,000 principal amount of outstanding 5% First Mortgage Bonds due 1979 of Penn Central Light and Power Company.

7. The remainder of the cash, in the amount of \$13,461,400, to be received by Pen Ed from the sale of all its assets will

be used by it to retire its 123,466 shares of \$5 series no par value cumulative preferred stock and its 84,029 shares of \$2.80 series no par value cumulative preferred stock at their respective liquidation values of \$75 and \$50 per share. Pen Ed will thereupon be dissolved.

Applicants or declarants (or both) have designated sections 6 (a), 6 (b), 9 (a), 10, 12 (c) and 12 (f) of the act, and Rules U-42, U-43 and U-50 as applicable to the proposed transactions and state that they believe that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) (1) of the act and, accordingly, request the Commission to enter an order so finding which will conform to the provisions of sections 371 (f) and 1808 (f) of the Internal Revenue Code, as amended.

II. The Commission having examined the corporate structure of Pen Ed, a subsidiary of Aelec, a registered holding company, and the files and records of the Commission relating thereto, and such examination having disclosed data establishing, or tending to establish, that:

1. Aelec is a holding company within the meaning of section 2 (a) (7) of the act, having registered as a holding company on March 29, 1938.

2. Pen Ed is a corporation organized under the laws of the Commonwealth of Pennsylvania on October 26, 1915 as United Lighting Company. Its present name was adopted June 10, 1937, and it has its principal office in the City of Altoona, State of Pennsylvania. It is a public-utility company within the meaning of section 2 (a) (5) of the act, and is a subsidiary of Aelec. Pen Ed is engaged in the manufacture, purchase, sale and distribution of electricity for light, heat, and power to consumers in eleven counties in the south-central portion of the State of Pennsylvania. It is also engaged in the manufacture, transmission, distribution, and sale of manufactured gas for residential, commercial, industrial, and other purposes in parts of four counties in the south-central portion of the State of Pennsylvania.

3. Blair Engineering and Supply Company is a wholly-owned subsidiary of Pen Ed. This Company is engaged in coal mining operations and almost all of its coal is used by Pen Ed in its steam generating plant.

4. As at December 31, 1945, the utility plant of Pen Ed was carried on its books at \$49,830,518. Included in this amount is the sum of \$13,459,522, tentatively estimated by the company to represent the total of items classifiable, without segregation at this time, as Plant Acquisition Adjustments—Account 100.5 and Plant Adjustments—Account 107. Accordingly, the utility plant, at original cost as estimated by the company, amounted to \$36,370,996. At the same date, the reserve for depreciation of utility plant was stated at \$4,982,774 and the reserve for amortization of plant acquisition adjustments was stated at \$240,000. Accordingly, the total property reserves amounted to 10.48% of the total utility plant, per books; the reserve for depreciation amounted to 13.70% of the original cost of utility plant as estimated by the

company. The net utility plant, per books, amounted to \$44,607,744, and the estimated net original cost of utility plant amounted to \$31,388,222.

5. At December 31, 1945, Pen Ed had outstanding 123,466 shares of \$5 no par value cumulative preferred stock, having a liquidation value of \$75 per share; 84,029 shares of \$2.80 no par value cumulative preferred stock, having a liquidation value of \$50 per share; and 166,600 shares of \$1 par value common stock.

6. At December 31, 1945, the preferred stocks of Pen Ed were stated at \$12,676,509. At the same date the liquidation value of such stocks was \$13,461,400.

7. No dividends have been paid on the common stock since 1940.

8. As at December 31, 1945, the earned surplus of Pen Ed (since August 31, 1932) was stated on its books at \$1,114,497. At the same date its capital surplus was stated at \$5,552,753.

9. Set forth below is the capital structure, including surplus, of Pen Ed on a corporate basis as at December 31, 1945, per books as adjusted to restate the preferred stocks at their respective liquidation values.

	Per books as adjusted <sup>1</sup>	
	Amount	Percent
Long term debt:		
First mtge. 4½% due 1977.....	\$25,700,000	54.24
First mtge. 6% due 1979.....	2,175,000	4.59
Total.....	\$27,875,000	58.83
Preferred stocks:		
\$5 n. p. v. liquidation value of \$75 per sh.—123,466 shs.....	\$9,259,950	19.54
\$2.80 n. p. v. liquidation value of \$50 per sh.—84,029 shs.....	4,201,450	8.87
Total.....	13,461,400	28.41
Total long-term debt and preferred stock.....	\$41,336,400	87.24
Common stock and surplus:		
Common stock—166,600 shs.\$1 p.v.	\$166,600	.35
Capital surplus.....	5,552,753	11.72
Earned surplus (since Aug. 31, 1932).....	1,114,497	2.35
Less, adjustment.....	(784,891)	(1.66)
Total common stock and surplus.....	\$6,048,959	12.76
Total capitalization and surplus.....	\$47,385,359	100.00

<sup>1</sup> The stated amounts of the preferred stocks have been increased by \$784,891 to reflect their respective liquidation values, and the common stock equity has been reduced by a like amount.

( ) Denotes red figure.

10. On the basis of the adjustment indicated in paragraph 9 above, the common stock equity represents an interest of \$6,034,959, or 12.76% of the total capitalization and surplus. No adjustment has been made with respect to elimination of any portion of the \$13,459,522 of amounts in the utility plant account tentatively estimated by the company to be in excess of original cost, which excess is stated by the company to include Electric and Gas Plant Adjustments (Account 107) in undetermined amounts.

11. Other than the differences in the amount of annual cumulative dividends, redemption prices, and liquidation amounts, the \$5 series cumulative preferred stock and the \$2.80 series cumu-



lative preferred stock are alike, and both have a preference over the common stock, on an equal and ratable basis, to cumulative dividends at the contract rates. The \$5 series cumulative preferred stock is entitled to annual cumulative dividends of \$5 per share, and is redeemable, in whole or in part, at \$80 per share, plus all accumulated dividends. The \$2.80 cumulative preferred stock is entitled to annual cumulative dividends of \$2.80 per share and is redeemable, in whole or in part, at \$52.50 per share, plus all accumulated dividends. "In the event of any liquidation or dissolution or winding up of the corporation, whether voluntary or otherwise, or in the event of a sale of all or substantially all of the assets of the corporation or upon any distribution of its capital," the holders of the \$5 series preferred stock are entitled to receive \$75 per share, plus all accumulated dividends, and the holders of the \$2.80 series preferred stock are entitled to receive \$50 per share, plus all accumulated dividends.

12. Voting power for the election of directors in Pen Ed is normally lodged exclusively in the common stockholders who are entitled to one vote per share for each of the numbers of persons to be voted for as directors and each stockholder may cast the whole number of his votes for one candidate, or distribute them upon two or more candidates, as he may prefer. If at any time dividends on the preferred stocks aggregating one year's annual dividends are in arrears, the holders of the preferred stocks are entitled to vote at all elections for directors, and such right to vote in the election of directors continues until all dividends in arrears are paid in full, whereupon such voting power is again vested exclusively in the common stockholders until a similar arrearage occurs. When the preferred stockholders are entitled to vote for directors, each such stockholder is entitled to the vote per preferred share for each of the numbers of persons to be voted as directors and he may cast the whole number of his votes for one candidate, or distribute them upon two or more candidates, as he may prefer.

III. It appears to the Commission on the basis of the facts set forth in Part I hereof and the allegations contained in Part II hereof that there are reasonable grounds to believe that voting power is unfairly and inequitably distributed among the security holders of Pen Ed in contravention of the provisions of section 11 (b) (2) of the act.

IV. It appearing to the Commission in the light of the allegations stated in Part II and Part III hereof that it is appropriate in the public interest and in the interest of investors and consumers to institute proceedings with respect to Aelee and Pen Ed under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the act in order to determine whether an appropriate order or orders should be entered pursuant to said sections; and

It further appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held

with respect to the applications or declarations (or both) jointly filed by Aelee, Penelec, and Pen Ed and that such applications or declarations (or both) should not be approved or permitted to become effective except pursuant to further order of the Commission, and that a hearing should be held with respect to the proceedings instituted herein by the Commission under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the act; and

It further appearing to the Commission that the said proceedings involve common questions of law and fact and that evidence adduced in one proceeding may have a bearing upon the issues presented in the other proceedings; and that a substantial saving of time and expense will result if the proceedings are consolidated;

It is hereby ordered, That proceedings be, and the same hereby are, instituted under sections 11 (b) (2), 12 (c), 12 (f), 15 (f), and 20 (a) of the act directed to Aelee and Pen Ed and that such proceedings be consolidated with the proceedings with respect to the applications or declarations (or both) filed by Aelee, Penelec, and Pen Ed and that a hearing on such consolidated proceedings under the applicable provisions of the said act and rules and regulations promulgated thereunder be held on the 23d day of April, 1946, at 10:30 a. m., e. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. Any persons desiring to be heard or otherwise wishing to participate therein shall notify the Commission to that effect in the manner provided in Rule XVII of the Commission's Rules of Practice on or before April 22, 1946.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of the issues presented by the consolidated proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed transactions should be considered as a plan under section 11 (e) of the act and whether, if so considered, such plan is fair and equitable to the persons affected thereby.

2. Whether, if not so considered, the treatment to be accorded the various persons affected by the proposed transactions, particularly the holders of the first mortgage bonds and preferred stocks of Pen Ed, is proper in all respects.

3. Whether the various proposed acquisitions will serve the public interest by tending towards the economical and efficient development of an integrated public utility system or systems.

4. Whether the considerations to be paid and received in connection with the various transactions, including all fees, commissions, and other remunerations, are fair and reasonable.

5. Whether the proposed issue and sale by Penelec of its first mortgage bonds, cumulative preferred stock, serial notes, and common stock are solely for the purpose of financing its business, and whether it is appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection therewith.

6. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants or declarants.

7. Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, whether and what terms and conditions should be imposed to satisfy the statutory standards.

8. Whether the allegations contained in Parts II and III hereof are true and correct.

9. If voting power is unfairly and inequitably distributed among the security holders of Pen Ed in contravention of section 11 (b) (2) of the act, what steps should be required of Aelee and Pen Ed to distribute fairly and equitably voting power among such security holders.

10. Whether it is necessary or appropriate to enter any order pursuant to sections 12 (c) and 12 (f) of the act prohibiting or restricting the payment of dividends on the common and preferred stocks of Pen Ed in order to protect its financial integrity or to prevent the payment of dividends out of capital surplus or to prevent the circumvention of the provisions of the act or any rules, regulations, or order thereunder or otherwise.

11. Whether it is necessary or appropriate in the public interest or for the protection of investors to require Pen Ed to restate its utility plant account, surplus, capital or other accounts pursuant to sections 15 (f) and 20 (a) of the act and the rules and regulations promulgated thereunder so as to segregate, dispose of and eliminate write-ups and intangibles in the plant account, set up adequate reserves for depreciation or utility plant account, and make other adjustments in conformance with the standards of the act and the rules and regulations thereunder.

It is further ordered, That notice of said hearing be given to Pen Ed, to Penelec, to Aelee, to the Pennsylvania Public Utility Commission, to the Federal Power Commission, and to all other interested persons, said notice to be given to Pen Ed, to Penelec, to Aelee, to the Pennsylvania Public Utility Commission, and to the Federal Power Commission by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER; and



It is further ordered, That Pen Ed give notice of said hearing to each of its holders of record of its bonds and of its common and preferred stocks (insofar as the identity of such security holders is available or known to Pen Ed), by mailing, postage prepaid, to such security holders to their last known addresses, a copy of this notice and order, at least fifteen (15) days prior to the date of said hearing.

It is further ordered, That jurisdiction be and is hereby reserved to separate either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues or questions which may arise in these proceedings, and to take such other action as may appear necessary to the orderly and economical disposition of the issues involved.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5156; Filed, Mar. 28, 1946;  
9:45 a. m.]

[File No. 70-1252]

#### GENERAL GAS & ELECTRIC CORP.

##### NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of March, 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by General Gas & Electric Corporation (Gengas), a registered holding company and a subsidiary of General Public Utilities Corporation, also a registered holding company; and

Notice is further given that any interested person may, not later than April 15, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below:

Gengas proposes to acquire from Tidewater Power Company (Tidewater) 3,461 shares of the new common stock of Tidewater; 1,870 shares of the common stock of Atlantic Utility Service Corporation, and an assignment of any claims which Tidewater may have against Gengas or its parent or affiliates. The transactions proposed are pursuant to and for the purpose of completing the plan of recap-

italization of Tidewater under section 11 (e) of the Public Utility Holding Company Act of 1935, approved by the Commission by orders dated December 22, 1944 and March 1, 1946 (Holding Company Act Release Nos. 5512, 6407, and 6441).

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5153; Filed, Mar. 28, 1946;  
9:44 a. m.]

[File No. 70-1253]

#### UTAH POWER & LIGHT CO.

##### NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of March, A. D. 1946.

Notice is hereby given that Utah Power & Light Company ("Utah"), a registered holding company and an electric utility company has filed an application and declaration with this Commission under the Public Utility Holding Company Act of 1935 and the rules promulgated thereunder.

All interested persons are referred to said documents which are on file in the offices of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

Utah proposes to issue and sell at public sale, pursuant to the competitive bidding requirements of Rule U-50, \$32,000,000 principal amount of First Mortgage Bonds to mature 1976, the bid for said bonds to fix the interest rate, which shall not be more than 3%, and the price to be paid to the company, which shall not be more than 102 $\frac{3}{4}$ % of the principal amount.

Utah also proposes to enter into a Loan Agreement with certain banks, and, pursuant thereto, to borrow at 2% interest the sum of \$11,500,000, \$6,000,000 of said amount to be borrowed not later than July 1, 1946 and \$5,500,000 of such amount not later than July 1, 1947. Repayment of said loans will be made semi-annually in the amount of \$500,000 and the last payment, to be made on May 1, 1956, will be in the amount of \$2,500,000. Utah will pay a commitment fee to said banks of  $\frac{1}{2}$ % of 1% of the principal amount to be borrowed in 1947.

The proceeds from the sale of such First Mortgage Bonds, together with the proposed bank loans and treasury cash, are to be used to redeem Utah's outstanding First Mortgage Bonds in the principal amount of \$38,500,000 at 104 $\frac{3}{4}$ % of such principal amount and when Utah's \$5,000,000 principal amount of Gold Debenture Bonds, Series A, first become subject to redemption on May 1, 1947, to redeem such Debenture Bonds at 110% of their principal amount.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration and

that said application-declaration shall not be granted except pursuant to further order of the Commission;

It is ordered, That a hearing on said application-declaration under the applicable provisions of the act and the rules of the Commission thereunder be held on April 9, 1946 at 10:00 a. m., e. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve by registered mail, a copy of this order on the applicant and declarant herein and on the Public Service Commission of Utah; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission on or before April 8, 1946 his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of issues presented by said application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed mortgage bonds and promissory notes evidencing the proposed bank loan are reasonably adapted to the earning power and the security structure of Utah and are necessary and appropriate to the economical and efficient operation of the business or businesses in which Utah is presently engaged.

(2) Whether the fees, commissions, or other remunerations to be paid in connection with the issue, sale or distribution of said securities are reasonable.

(3) Whether the terms and conditions of the issue of said securities are detrimental to the public interest or the interests of investors or consumers.

(4) Generally speaking, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

(5) Whether in the event the application and declaration shall be granted and permitted to become effective, it is necessary to impose terms or conditions to assure compliance with the standards of the act.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-5154; Filed, Mar. 28, 1946;  
9:44 a. m.]



